S T A T E O F N E W Y O R K

7229--B

I N S E N A T E

March 24, 2010

Introduced by Sens. MAZIARZ, AUBERTINE, McDONALD, THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee and committed to the Committee on Finance -- reported favorably from said committee and committed to the Committee on Rules -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public service law, in relation to remote metering by farm and non-residential customer-generators

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 3 of section 66-j of the public service law is amended by adding a new paragraph (e) to read as follows:

(E) A CUSTOMER WHO OWNS OR OPERATES A FARM OPERATION AS SUCH TERM IS DEFINED IN SUBDIVISION ELEVEN OF SECTION THREE HUNDRED ONE OF THE AGRICULTURE AND MARKETS LAW, OR A NON-RESIDENTIAL CUSTOMER-GENERATOR AS DEFINED BY SUBPARAGRAPH (III) OF PARAGRAPH (A) OF SUBDIVISION ONE OF THIS SECTION MAY LOCATE SOLAR ELECTRIC GENERATING EQUIPMENT OR FARM WASTE ELECTRIC GENERATING EQUIPMENT WITH A NET ENERGY METER ON LAND OWNED OR LEASED BY SUCH CUSTOMER-GENERATOR AND DESIGNATE ONE HUNDRED PERCENT OF THE NET METERING CREDITS GENERATED BY SUCH EQUIPMENT TO A METER OR METERS AT ANY LOCATION OWNED OR LEASED BY SUCH CUSTOMER-GENERATOR WITHIN THE SERVICE AREA OF THE SAME ELECTRIC CORPORATION TO WHICH THE CUSTOMER-GENERATOR'S NET ENERGY METERS ARE INTERCONNECTED AND BEING WITHIN A RADIUS OF TWENTY-FIVE MILES OF THE SOLAR ELECTRIC GENERATING EQUIPMENT OR FARM WASTE ELECTRIC GENERATING EQUIPMENT.

S 2. Subdivision 3 of section 66-1 of the public service law is amended by adding a new paragraph (e) to read as follows:

(E) A CUSTOMER WHO OWNS OR OPERATES LAND USED IN AGRICULTURAL PRODUCTION AS DEFINED IN SUBDIVISION FOUR OF SECTION THREE HUNDRED ONE OF THE AGRICULTURE AND MARKETS LAW, OR A NON-RESIDENTIAL CUSTOMER-GENERATOR AS DEFINED BY PARAGRAPH (C-1) OF SUBDIVISION ONE OF THIS SECTION

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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MAY LOCATE WIND ELECTRIC GENERATING EQUIPMENT WITH A NET ENERGY METER ON LAND OWNED OR LEASED BY SUCH CUSTOMER-GENERATOR AND DESIGNATE ONE HUNDRED PERCENT OF THE NET METERING CREDITS GENERATED BY SUCH EQUIPMENT TO A METER OR METERS AT ANY LOCATION OWNED OR LEASED BY SUCH CUSTOMER-GENERATOR WITHIN THE SERVICE AREA OF THE SAME ELECTRIC CORPORATION TO WHICH THE CUSTOMER-GENERATOR'S NET ENERGY METERS ARE INTERCONNECTED AND BEING WITHIN A RADIUS OF TWENTY-FIVE MILES OF THE WIND ELECTRIC GENERATING EQUIPMENT.

S 3. This act shall take effect immediately.