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

90

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. CAHILL -- read once and referred to the Committee on Energy

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 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

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

LBD04353-01-1

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.