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

971

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. KELLNER, HEVESI, MAISEL, ROSENTHAL, JEFFRIES -- Multi-Sponsored by -- M. of A. BRENNAN, COOK, GLICK -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to require the public service commission to audit previously approved utility submetering orders, compare usage before submetering to usage after submetering orders were implemented, and prepare a report concerning its findings

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

Section 1. The public service commission shall audit all utility submetering orders approved by the public service commission during the period of January 1, 2004 through the effective date of this act, and shall specifically determine whether all applicable utility price caps and tenant protection provisions have been complied with and compare the rate and cost of utility usage before submetering to usage after implementation of submetering orders. This audit shall be completed within twelve months following the effective date of these provisions.

S 2. Upon completion of the audit, the public service commission shall make a report to the governor and the legislature of its findings, conclusions and recommendations, and shall submit with such report such legislative proposals as it deems necessary to implement its recommendations. This report shall be submitted no later than ninety days after completion of the audit. No new submetering orders shall be approved until the public service commission report is submitted to the governor and the legislature.

S 3. This act shall take effect immediately.

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

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