

1679

2011-2012 Regular Sessions

I N A S S E M B L Y

January 11, 2011

Introduced by M. of A. JEFFRIES, MILLMAN, MAISEL, JAFFEE, TITONE --
Multi-Sponsored by -- M. of A. BENEDETTO, GABRYSZAK, HOOPER, McENENY,
ROBINSON, SPANO -- read once and referred to the Committee on Energy

AN ACT to amend the public authorities law, in relation to directing the
New York state energy research and development authority to conduct a
study related to a comprehensive energy plan for the downstate region
of the state

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

1 Section 1. The public authorities law is amended by adding a new
2 section 1855-a to read as follows:

3 S 1855-A. COMPREHENSIVE ENERGY MANAGEMENT PLAN. 1. THE AUTHORITY IS
4 HEREBY AUTHORIZED AND DIRECTED TO CONDUCT A COMPREHENSIVE STUDY TO
5 ANALYZE THE ELECTRICITY AND STEAM CAPACITY AND POWER DISTRIBUTION GRID
6 CONDITIONS IN THE DOWNSTATE REGION OF THE STATE. FOR PURPOSES OF THIS
7 SECTION, "DOWNSTATE" SHALL BE DEFINED AS THAT REGION LOCATED SOUTH OF
8 THE MILLWOOD - SOUTH TRANSMISSION INTERFACE. SUCH STUDY SHALL INCLUDE,
9 BUT SHALL NOT BE LIMITED TO:

10 (A) AN ANALYSIS OF PROJECTED POWER NEEDS AND AN ASSESSMENT OF EXIST-
11 ING:

12 (I) GENERATING FACILITIES WITH A CAPACITY OF TWENTY MEGAWATTS OR MORE;

13 (II) POWER GRID CAPACITY AND LOAD POCKETS;

14 (III) NATURAL GAS AND OTHER FUEL SOURCE CAPACITY;

15 (IV) SUBSTATION TRANSFORMERS; AND

16 (V) EMERGENCY GENERATORS;

17 (B) AN ANALYSIS OF FUTURE POWER NEEDS;

18 (C) AN ENVIRONMENTAL ASSESSMENT OF GENERATING FACILITIES WITH A CAPAC-
19 ITY OF TWENTY MEGAWATTS OR MORE INCLUDING, BUT NOT LIMITED TO:

20 (I) EMISSIONS;

21 (II) WATER IMPACTS;

22 (III) LAND USE IMPACTS;

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

LBD02149-01-1

- 1 (IV) TRAFFIC IMPACTS; AND
- 2 (V) NOISE IMPACTS;
- 3 (D) THE IDENTIFICATION OF AREAS OF OVERSATURATION OF POWER FACILITIES;
- 4 AND
- 5 (E) AN ASSESSMENT OF ALTERNATIVES, SUCH AS:
- 6 (I) ENERGY EFFICIENCY;
- 7 (II) LOAD CURTAILMENT;
- 8 (III) CLEAN DISTRIBUTED GENERATION; AND
- 9 (IV) CO-GENERATION.

10 2. THE AUTHORITY SHALL SUBMIT A COPY OF SUCH STUDY TO THE GOVERNOR,
11 THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE
12 CHAIRPERSON OF THE SENATE ENERGY AND TELECOMMUNICATIONS COMMITTEE AND
13 THE CHAIRPERSON OF THE ASSEMBLY ENERGY COMMITTEE NO LATER THAN JANUARY
14 FIRST, TWO THOUSAND TWELVE.

15 3. UPON COMPLETION OF THE STUDY CONDUCTED PURSUANT TO SUBDIVISION ONE
16 OF THIS SECTION, THE AUTHORITY SHALL DEVELOP AN OVERALL COMPREHENSIVE
17 ENERGY MANAGEMENT PLAN. SUCH PLAN SHALL TAKE INTO ACCOUNT THE RESULTS
18 AND FINDINGS OF SUCH STUDY, AND SHALL INCLUDE, BUT SHALL NOT BE LIMITED
19 TO THE FOLLOWING:

20 (A) AN OUTLINE OF GUIDELINES AND REQUIREMENTS FOR SITING POWER PLANTS;
21 (B) THE RESEARCH OF POTENTIAL SITES FOR FUTURE POWER PLANT LOCATIONS
22 THAT MEET THE GUIDELINES AND REQUIREMENTS ESTABLISHED PURSUANT TO PARA-
23 GRAPH (A) OF THIS SUBDIVISION AND ARE NOT LOCATED IN AREAS OF OVERSATU-
24 RATION;

25 (C) AN IDENTIFICATION OF EXISTING PLANTS THAT SHOULD BE TARGETED FOR
26 RE-POWERING WITH MORE EFFICIENT GENERATORS; AND

27 (D) A REQUIREMENT THAT AT LEAST TWO PUBLIC HEARINGS BE HELD WITHIN THE
28 DOWNSTATE REGION DESCRIBED IN SUBDIVISION ONE OF THIS SECTION WITHIN
29 SIXTY DAYS OF THE PUBLICATION OF SUCH MANAGEMENT PLAN, AND PROVIDE
30 ADEQUATE OPPORTUNITY FOR WRITTEN TESTIMONY REGARDING SUCH PLAN.

31 4. THE AUTHORITY SHALL SUBMIT A COPY OF SUCH MANAGEMENT PLAN TO THE
32 GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE
33 ASSEMBLY, THE CHAIRPERSON OF THE SENATE ENERGY AND TELECOMMUNICATIONS
34 COMMITTEE AND THE CHAIRPERSON OF THE ASSEMBLY ENERGY COMMITTEE NO LATER
35 THAN SEPTEMBER FIRST, TWO THOUSAND TWELVE.

36 S 2. This act shall take effect immediately.