

7565

2011-2012 Regular Sessions

I N A S S E M B L Y

May 10, 2011

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

AN ACT directing a study and report on current trends in the workforce
that supports the generation and transmission of power in the utility
industry

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

1 Section 1. 1. The commissioner of labor, in consultation with, and
2 using data collected by, the public service commission, shall monitor
3 trends in the workforce of:
4 (a) personnel that support the generation of power in the utility
5 industry; and
6 (b) personnel that support the transmission of power in the utility
7 industry.
8 2. Not later than one year after the effective date of this act, the
9 commissioner of labor shall submit to the legislature a report on
10 current trends under subdivision one of this section, with recommenda-
11 tions to meet the future labor requirements for the energy industries.
12 The commissioner of labor shall have the authority to commence addi-
13 tional studies when (a) a utility initiates a rate hike request; or (b)
14 a complaint is brought by a third party. The scope of any additional
15 study can be broadened to include all utilities in the state or limited
16 to the evaluation to just one utility.
17 3. As soon as practicable after the date on which the commissioner of
18 labor identifies or predicts a significant shortage in this state of
19 personnel in one or more energy sectors, the commissioner of labor shall
20 submit to the legislature a report describing the shortage, after the
21 data review committee, appointed pursuant to subdivision four of this
22 section has reviewed and provided input on the report. The commissioner
23 of labor shall have broad authority to require utilities to provide
24 documents and reports regarding their staffing practices. The commis-

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

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1 sioner of labor shall have the authority to seek the following types of
2 information, including but not limited to:
3 (a) staffing-related service quality data;
4 (b) current staffing levels;
5 (c) recruitment and hiring plans;
6 (d) anticipated retirements;
7 (e) anticipated skills set needs;
8 (f) retention plans;
9 (g) succession plans; and
10 (h) efforts to capture knowledge from retiring personnel.
11 4. The commissioner of labor shall evaluate the data with the assist-
12 ance of experts in human resources, corporate management, internal
13 controls and business/planning policies, and forecasting and planning.
14 The commissioner of labor shall benefit by being informed by all enti-
15 ties with interests in, and relevant information concerning, utility
16 staffing issues. The commissioner of labor shall form a data review
17 committee and shall appoint one member each from the following consti-
18 tuencies to serve for terms of 2 years:
19 (a) a regulated utility;
20 (b) a labor representative;
21 (c) a state ratepayer advocate organization;
22 (d) an industrial customer or other large user; and
23 (e) the public service commission.
24 S 2. This act shall take effect on the thirtieth day after it shall
25 have become a law.