

7184

I N S E N A T E

May 1, 2012

Introduced by Sen. GRIFFO -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public service law, in relation to providing consumers the option to elect not to use smart meters

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

1 Section 1. The public service law is amended by adding a new section
2 67-b to read as follows:
3 S 67-B. SMART METER; ELECTION NOT TO USE. NOTWITHSTANDING ANY OTHER
4 PROVISION OF LAW, THE COMMISSION IS AUTHORIZED TO PROVIDE THAT CONSUMERS
5 MAY ELECT NOT TO USE SMART METERS OF ANY INVESTOR OWNED ELECTRIC LIGHT
6 AND POWER COMPANY SUBJECT TO REGULATION BY THE COMMISSION; PROVIDED,
7 HOWEVER, THAT THE COMMISSION SHALL NOT CREATE AND REGULATE A SURCHARGE
8 FOR CONSUMERS WHO MAKE SUCH AN ELECTION. FOR PURPOSES OF THIS SECTION,
9 THE TERM "SMART METER" MEANS AN ELECTRIC METER THAT IS CAPABLE OF
10 RECORDING CONSUMPTION OF ELECTRIC ENERGY AND COMMUNICATING SUCH INFORMA-
11 TION UTILIZING TWO-WAY COMMUNICATION BETWEEN THE METER AND THE ELECTRIC
12 SUPPLIER FOR MONITORING AND BILLING PURPOSES.
13 S 2. 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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