

382--B

2013-2014 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 9, 2013

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Introduced by M. of A. HAWLEY, CORWIN, GIGLIO, BARCLAY, KOLB, CROUCH, PALMESANO, MALLIOTAKIS, FRIEND, STEC -- Multi-Sponsored by -- M. of A. DUPREY, P. LOPEZ, MAGEE, McDONOUGH, OAKS, SALADINO, TEDISCO, TENNEY, THIELE, WALTER -- read once and referred to the Committee on Corporations, Authorities and Commissions -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Corporations, Authorities and Commissions in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public service law, in relation to reducing the amount a utility can be assessed and to repeal certain provisions of such law relating to a temporary state energy and utility service conservation assessment

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

1     Section 1. Subdivision 6 of section 18-a of the public service law is  
2     REPEALED.  
3     S 2. Paragraph (g) of subdivision 2 of section 18-a of the public  
4     service law, as amended by section 2 of part A of chapter 173 of the  
5     laws of 2013, is amended to read as follows:  
6     (g) The total amount which may be charged to any public utility compa-  
7     ny and the Long Island power authority under authority of this subdivi-  
8     sion for any state fiscal year shall not exceed ONE-THIRD OF one per  
9     centum of such public utility company's or authority's gross operating  
10    revenues derived from intrastate utility operations in the last preced-  
11    ing calendar year, or other twelve month period as determined by the  
12    chairman; provided, however, that no corporation or person that is  
13    subject to the jurisdiction of the commission only with respect to safe-

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

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1 ty, or the power authority of the state of New York, shall be subject to  
2 the general assessment provided for under this subdivision.

3 Notwithstanding the provisions of subdivision one of this section, for  
4 telephone corporations as defined in subdivision seventeen of section  
5 two of this article, the total amount which may be charged such corpo-  
6 rations for department expenses under the authority of subdivision one  
7 of this section for any state fiscal year shall not exceed one-third of  
8 one percentum of such corporation's gross operating revenue, over and  
9 above five hundred thousand dollars, derived from intrastate utility  
10 operations in the last preceding calendar year, or other twelve month  
11 period as determined by the chairman.

12 S 3. This act shall take effect immediately.