

7679--A

Cal. No. 647

2013-2014 Regular Sessions

I N A S S E M B L Y

May 30, 2013

Introduced by M. of A. SIMOTAS, LUPARDO, PALMESANO -- read once and referred to the Committee on Energy -- recommitted to the Committee on Energy in accordance with Assembly Rule 3, sec. 2 -- reported and referred to the Committee on Ways and Means -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the public service law, in relation to a study by the public service commission on net metering

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 66-n to read as follows:
3 S 66-N. NET METERING STUDY. THE COMMISSION SHALL CONDUCT A STUDY TO
4 ANALYZE THE ECONOMIC AND ENVIRONMENTAL BENEFITS FROM AND THE ECONOMIC
5 COST BURDEN, IF ANY, OF THE NET ENERGY METERING PROGRAM AND TO ANALYZE
6 THE EXTENT TO WHICH RATEPAYERS RECEIVING SERVICE UNDER THE NET ENERGY
7 METERING PROGRAM ARE PAYING THE FULL COST OF SERVICES PROVIDED TO THEM
8 BY COMBINED ELECTRIC AND GAS CORPORATIONS AND GAS CORPORATIONS, AND THE
9 EXTENT TO WHICH THEIR CUSTOMERS PAY A SHARE OF COSTS OF PUBLIC PURPOSE
10 PROGRAMS THROUGH ASSESSMENTS ON THEIR ELECTRIC AND/OR GAS BILLS. IN
11 ANALYZING PROGRAM COSTS AND BENEFITS FOR THE PURPOSES OF THIS STUDY, THE
12 COMMISSION SHALL CONSIDER ALL ELECTRICITY GENERATED BY RENEWABLE ELEC-
13 TRIC GENERATING SYSTEMS ELIGIBLE FOR NET METERING UNDER SECTIONS SIXTY-
14 SIX-J AND SIXTY-SIX-L OF THIS ARTICLE, INCLUDING THE ELECTRICITY USED
15 ONSITE TO REDUCE THE CUSTOMER'S CONSUMPTION OF ELECTRICITY THAT WOULD
16 OTHERWISE BE SUPPLIED THROUGH THE ELECTRICAL GRID, AS WELL AS ELECTRICAL
17 OUTPUT THAT IS BEING FED BACK TO THE ELECTRICAL GRID FOR WHICH THE
18 CUSTOMER RECEIVES CREDIT OR NET SURPLUS ELECTRICITY COMPENSATION UNDER
19 NET ENERGY METERING. AS IT RELATES TO THE ENVIRONMENTAL BENEFITS, THE
20 STUDY SHALL QUANTIFY THE APPROXIMATE AVOIDED LEVEL OF HARMFUL EMISSIONS
21 INCLUDING, BUT NOT LIMITED TO, INFORMATION CONCERNING: NITROGEN DIOXIDE,

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

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1 SULFUR DIOXIDE AND CARBON DIOXIDE, AS WELL AS OTHER AIR POLLUTANTS
2 DEEMED NECESSARY AND APPROPRIATE FOR STUDY BY THE COMMISSION. THE STUDY
3 SHALL ALSO QUANTIFY THE ECONOMIC COSTS AND BENEFITS OF NET ENERGY METER-
4 ING TO PARTICIPANTS AND NON-PARTICIPANTS AND SHALL FURTHER DISAGGREGATE
5 THE RESULTS BY UTILITY. THE STUDY SHALL ALSO GATHER AND PRESENT DATA ON
6 THE INCOME DISTRIBUTION OF RESIDENTIAL NET METERING PARTICIPANTS THAT IS
7 PUBLICLY AVAILABLE AND AGGREGATED BY ZIP CODE AND COUNTY. IN ORDER TO
8 ASSESS THE ECONOMIC COSTS AND BENEFITS AT VARIOUS LEVELS OF NET METERING
9 IMPLEMENTATION, THE STUDY SHALL BE CONDUCTED USING MULTIPLE NET ENERGY
10 METERING PENETRATION SCENARIOS.

11 THE COMMISSION SHALL PUBLISH A REPORT FROM ITS FINDINGS. THE REPORT
12 MUST BE PUBLISHED WITHIN THREE HUNDRED SIXTY-FIVE DAYS OF THE EFFECTIVE
13 DATE OF THIS SECTION. A COPY OF THE REPORT MUST BE FURNISHED TO THE
14 TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE
15 CHAIR OF THE SENATE ENERGY AND TELECOMMUNICATIONS COMMITTEE AND THE
16 CHAIR OF THE ASSEMBLY ENERGY COMMITTEE.

17 S 2. This act shall take effect immediately.