S T A T E O F N E W Y O R K

369--A

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- recommitted to the Committee on Energy and Telecommunications in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the energy law, in relation to the installation of smart or advanced meters

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

Section 1. The energy law is amended by adding a new article 23 to read as follows:

ARTICLE 23

RESIDENTIAL ENERGY

SECTION 23-101. DEFINITIONS.

23-102. SMART OR ADVANCED METERS.

S 23-101. DEFINITIONS. FOR THE PURPOSES OF THIS ARTICLE, THE FOLLOWING WORDS AND PHRASES SHALL HAVE THE FOLLOWING MEANINGS:

1. "MASTER METER." A METER THAT MEASURES ENERGY USAGE IN A BUILDING OCCUPIED BY MORE THAN ONE TENANT USING A COMMON UTILITY METER.

2. "SMART METERS." METERS THAT RECORD ELECTRICAL CONSUMPTION IN REAL-TIME OR OVER SHORT INTERVALS AND COMMUNICATE SUCH INFORMATION TO THE UTILITY THROUGH A TWO-WAY INFORMATION EXCHANGE.

S 23-102. SMART OR ADVANCED METERS. 1. TENANTS OF RESIDENTIAL RENTAL BUILDINGS MAY REQUEST THAT A SMART OR ADVANCED METER BE INSTALLED IN CASES WHERE THE BUILDING THEY OCCUPY IS BEING CONVERTED FROM A MASTER METER TO AN ELECTRIC OR GAS METER THAT MEASURES USAGE OF ANY END-USE CUSTOMER OF ELECTRICITY OR GAS SERVICES.

2. WHERE A TENANT REQUESTS TO HAVE A SMART OR ADVANCED METER INSTALLED AS PROVIDED IN SUBDIVISION ONE OF THIS SECTION, THE LANDLORD/OWNER SHALL

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

LBD02478-03-4

INSTALL SUCH METER AND THE TENANT SHALL BEAR ANY COSTS ASSOCIATED WITH THE PURCHASE AND INSTALLATION OF THE ADVANCED OR SMART METER THAT ARE IN EXCESS OF COSTS ASSOCIATED WITH THE PURCHASE AND INSTALLATION OF THE ELECTRIC OR GAS METER ORIGINALLY PROPOSED TO BE USED IN THE CONVERSION FROM THE MASTER METER.

S 2. This act shall take effect immediately.