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

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I N S E N A T E

(PREFILED)

January 8, 2014

Introduced by Sens. MAZIARZ, ADDABBO, LARKIN, O'MARA, RANZENHOFER, RITCHIE, YOUNG -- 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 prohibiting allocation of certain surcharges on utility bills for foreign facilities who do not have facilities within New York state

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

Section 1. The public service law is amended by adding a new section 18 to read as follows:

S 18. RENEWABLE PORTFOLIO STANDARD SURCHARGES. NOTWITHSTANDING ANY LAW, RULE, REGULATION, POLICY OR ORDER TO THE CONTRARY, NO MONEY COLLECTED THROUGH, OR BENEFIT RESULTING FROM THE STATE'S COLLECTION OF, SURCHARGES IMPOSED ON RATEPAYER'S UTILITY BILLS FOR PROGRAMS INCLUDING BUT NOT LIMITED TO THE RENEWABLE PORTFOLIO STANDARD, THE SYSTEM BENEFITS CHARGE OR THE ENERGY EFFICIENCY PORTFOLIO STANDARD, EACH ESTABLISHED BY ORDER OF THE COMMISSION, SHALL BE ALLOCATED TO ASSIST PERSONS WHOSE FACILITIES ARE LOCATED OUTSIDE OF THE TERRITORIAL LIMITS OF THE UNITED STATES OF AMERICA AND WHO ALSO DO NOT HAVE FACILITIES LOCATED WITHIN NEW YORK STATE; PROVIDED, HOWEVER, THAT, FOR THE PURPOSES OF THE RENEWABLE PORTFOLIO STANDARD, NO SUCH MONEY OR BENEFITS SHALL BE ALLOCATED TO SUCH PERSONS WHO ALSO DO NOT HAVE RENEWABLE ENERGY ELECTRIC GENERATING FACILITIES LOCATED WITHIN NEW YORK STATE.

S 2. This act shall take effect immediately.

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

LBD13137-01-3