

5149

2013-2014 Regular Sessions

I N S E N A T E

May 10, 2013

Introduced by Sen. MAZIARZ -- 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 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 EACH CLASS OF RATEPAYERS AND EACH REGION OF THE  
7 STATE RECEIVING SERVICE UNDER THE NET ENERGY METERING PROGRAM IS PAYING  
8 THE FULL COST OF SERVICES PROVIDED TO THEM BY COMBINED ELECTRIC AND GAS  
9 CORPORATIONS AND GAS CORPORATIONS, AND THE EXTENT TO WHICH THEIR CUSTOM-  
10 ERS PAY A SHARE OF COSTS OF PUBLIC PURPOSE PROGRAMS THROUGH ASSESSMENTS  
11 ON THEIR ELECTRIC AND/OR GAS BILLS. IN ANALYZING PROGRAM COSTS AND BENE-  
12 FITS FOR THE PURPOSES OF THIS STUDY, THE COMMISSION SHALL CONSIDER ALL  
13 ELECTRICITY GENERATED BY RENEWABLE ELECTRIC GENERATING SYSTEMS ELIGIBLE  
14 FOR NET METERING UNDER SECTIONS SIXTY-SIX-J AND SIXTY-SIX-L OF THIS  
15 ARTICLE, INCLUDING THE ELECTRICITY USED ONSITE TO REDUCE THE CUSTOMER'S  
16 CONSUMPTION OF ELECTRICITY THAT WOULD OTHERWISE BE SUPPLIED THROUGH THE  
17 ELECTRICAL GRID, AS WELL AS ELECTRICAL OUTPUT THAT IS BEING FED BACK TO  
18 THE ELECTRICAL GRID FOR WHICH THE CUSTOMER RECEIVES CREDIT OR NET  
19 SURPLUS ELECTRICITY COMPENSATION UNDER NET ENERGY METERING. AS IT  
20 RELATES TO THE ENVIRONMENTAL BENEFITS, THE STUDY SHALL QUANTIFY THE  
21 APPROXIMATE AVOIDED LEVEL OF HARMFUL EMISSIONS INCLUDING, BUT NOT LIMIT-  
22 ED TO, INFORMATION CONCERNING: NITROGEN DIOXIDE, SULFUR DIOXIDE, TOTAL  
23 PARTICULATES AND CARBON DIOXIDE, AS WELL AS OTHER AIR POLLUTANTS DEEMED  
24 NECESSARY AND APPROPRIATE FOR STUDY BY THE COMMISSION. THE STUDY SHALL

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

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1 ALSO QUANTIFY THE ECONOMIC COSTS AND BENEFITS OF NET ENERGY METERING TO  
2 PARTICIPANTS AND NON-PARTICIPANTS AND SHALL FURTHER DISAGGREGATE THE  
3 RESULTS BY UTILITY, CUSTOMER CLASS AND HOUSEHOLD INCOME GROUPS, WITHIN  
4 THE RESIDENTIAL CLASS. THE STUDY SHALL ALSO GATHER AND PRESENT DATA ON  
5 THE INCOME DISTRIBUTION OF RESIDENTIAL NET METERING PARTICIPANTS THAT IS  
6 PUBLICLY AVAILABLE AND AGGREGATED BY ZIP CODE AND COUNTY. IN ORDER TO  
7 ASSESS THE ECONOMIC COSTS AND BENEFITS AT VARIOUS LEVELS OF NET METERING  
8 IMPLEMENTATION, THE STUDY SHALL BE CONDUCTED USING MULTIPLE NET ENERGY  
9 METERING PENETRATION SCENARIOS.

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

16 S 2. This act shall take effect immediately.