

S T A T E   O F   N E W   Y O R K

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467--A

2015-2016 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2015

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Introduced by M. of A. RYAN, KAMINSKY, SIMANOWITZ, SKOUFIS, MOSLEY --  
Multi-Sponsored by -- M. of A. BRINDISI, CUSICK, GOLDFEDER, ROZIC --  
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

AN ACT to amend the public authorities law, in relation to adding public  
and nonpublic elementary and secondary schools to the list of the New  
York power authority's mandated customers

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

1     Section 1. The third undesignated paragraph of section 1005 of the  
2     public authorities law, as amended by chapter 287 of the laws of 2004,  
3     is amended to read as follows:  
4     The authority is further authorized to construct and/or acquire and  
5     complete such base load generating, transmission and related facilities  
6     as it deems necessary or desirable to assist in maintaining an adequate  
7     and dependable supply of electricity by supplying power and energy for  
8     the metropolitan transportation authority, its subsidiary corporations,  
9     the New York city transit authority, the port authority of New York and  
10    New Jersey, the city of New York, the state of New York, the United  
11    States, other public corporations and electric corporations within the  
12    metropolitan area of the city of New York within the state of New York;  
13    provided, however, that (i) the acquisition of completed or partially  
14    completed facilities shall be after public hearing and shall be limited  
15    to facilities located in New York city or Westchester county and the  
16    energy and power generated by such facilities shall be used, to the  
17    extent feasible, for the benefit of electric consumers in that area,  
18    (ii) not more than one such generating facility shall be acquired in  
19    each of New York city and Westchester county, (iii) the price to be paid  
20    pursuant to any agreement entered into with respect to the purchase,

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

LBD00533-02-5

1 appropriation or condemnation of any such completed or partially  
2 completed facility, as the case may be, shall be subject to the approval  
3 of the state comptroller and (iv) transmission facilities shall not be  
4 so acquired pursuant to this paragraph unless such acquisition is neces-  
5 sary to assure delivery of power and energy produced by any acquired  
6 generating facility. The authority is further authorized, to the extent  
7 it deems it necessary or desirable, to provide power and energy, as it  
8 may determine it to be available, for the use by the Niagara frontier  
9 transportation authority or its subsidiary corporation. The authority  
10 is [authorized] DIRECTED to make energy efficiency services, clean ener-  
11 gy technologies and, in the event that supplies of power and energy are  
12 determined to be available from the competitive market for this purpose,  
13 power and energy, available to public and nonpublic elementary and  
14 secondary schools throughout the state.  
15 S 2. This act shall take effect immediately.