

3544--B

2015-2016 Regular Sessions

I N   S E N A T E

February 12, 2015

---

Introduced by Sens. GRIFFO, ADDABBO, HAMILTON, HOYLMAN, VALESKY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- recommitted to the Committee on Finance in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to direct the public service commission to issue an order governing the equitable sharing of interconnection costs for distributed generation resources

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

- 1     Section 1. 1. No later than 365 days after the effective date of this  
2     act, the public service commission shall issue an order governing the  
3     equitable sharing of interconnection costs where two or more distributed  
4     generation resources substantially utilize the same dedicated equipment,  
5     including but not limited to dedicated electric cables, wires, circuits,  
6     transformers and substations, which but for the operation of such  
7     resources would not have been installed by an electric corporation.  
8     2. For the purposes of this section, "distributed generation  
9     resources" shall refer to:  
10    (a) energy-generating equipment defined in paragraphs (d), (e), (f),  
11    (g) and (h) of subdivision 1 of section 66-j of the public service law;  
12    (b) energy-generating equipment defined in paragraph (f) of subdivi-  
13    sion 1 of section 66-l of the public service law; and  
14    (c) energy-generating equipment necessary for community net-metering  
15    as established by the commission on or after July 17, 2015.  
16    3. The order established by such commission shall include:  
17    (a) the reasonable payment of costs to customer-generators and persons  
18    who previously paid the costs of installing dedicated equipment required

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

LBD00892-11-6

1 for the interconnection of a distributed generation resource. The order  
2 shall provide for cost-sharing payments under the following scenarios:

3 (i) an applicant who has received approval from his or her electric  
4 corporation to interconnect a distributed generation resource which  
5 would substantially utilize existing equipment paid for by one or more  
6 customer-generators or persons owning or operating one or more distrib-  
7 uted generation resources.

8 (ii) two or more applicants who have received approval from their  
9 electric corporation to interconnect distributed generation resources  
10 which would substantially utilize existing equipment paid for by one or  
11 more customer-generators or persons owning or operating one or more  
12 distributed generation resources.

13 (iii) one or more applicants who have received approval from their  
14 electric corporation to interconnect distributed generation resources,  
15 and seek to upgrade existing equipment paid for by one or more custom-  
16 er-generators or persons owning or operating one or more distributed  
17 generation resources, and under which all parties would substantially  
18 utilize such upgraded equipment.

19 (b) a process by which the department of public service would notify  
20 applicants of their requirement to provide cost-sharing payments to  
21 customer-generators or persons owning or operating one or more distrib-  
22 uted generation resources and previously had borne the costs of install-  
23 ing dedicated equipment necessary for interconnection.

24 (c) a process by which subscribers to a community net-metering  
25 distributed generation facility where the owner has received equipment  
26 cost-sharing payments will receive a refund against subscription costs  
27 proportional to the share which they have paid for the installation of  
28 such equipment; and

29 (d) any other guidelines such commission deems necessary to effectuate  
30 equitable cost-sharing and subscriber protections, and encourage the  
31 responsible siting of distributed generation resources.

32 4. In developing the order pursuant to subdivision one of this  
33 section, the public service commission shall consult with the New York  
34 state energy research and development authority, and solicit the input  
35 of renewable energy advocates and electric corporations.

36 S 2. This act shall take effect immediately.