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

3640

2015-2016 Regular Sessions

I N S E N A T E

February 13, 2015

Introduced by Sen. FUNKE -- 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 eliminating certain utility surcharges for certain residential customers

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 54 to read as follows:

S 54. ELIMINATION OF SURCHARGES FOR CERTAIN RESIDENTIAL CUSTOMERS. NOTWITHSTANDING ANY LAW, RULE, REGULATION OR ORDER TO THE CONTRARY, NEITHER THE SURCHARGE FOR THE SYSTEM BENEFIT CHARGE NOR THE SURCHARGE FOR THE RENEWABLE PORTFOLIO STANDARD NOR THE SURCHARGE FOR THE ENERGY EFFICIENCY PORTFOLIO STANDARD SHALL APPLY TO, OR BE APPLIED TO, ANY ELECTRIC OR GAS BILL FOR A RESIDENTIAL CUSTOMER THAT IS AT LEAST SIXTY-FIVE YEARS OF AGE WHOSE INCOME LEVEL WOULD QUALIFY SUCH CUSTOMER FOR THE HOME ENERGY ASSISTANCE PROGRAM AS DESCRIBED IN PART 393 OF TITLE 18 OF THE NEW YORK CODES, RULES AND REGULATIONS. NO REVENUES FOREGONE BY A GAS CORPORATION OR AN ELECTRIC CORPORATION OR ANY STATE ENTITY AS A RESULT OF THE IMPLEMENTATION OF THIS SECTION SHALL BE RECOVERED FROM ANY OTHER CUSTOMER OR CLASS OF CUSTOMERS. THE COMMISSION SHALL ADOPT RULES AND REGULATIONS RELATING TO AGE AND INCOME VERIFICATION AND ANY OTHER RULES AND REGULATIONS AS IT DEEMS NECESSARY AND PROPER TO IMPLEMENT THE PROVISIONS OF THIS SECTION.

S 2. This act shall take effect on the ninetieth day after it shall have become a law; provided however, that effective immediately the public service commission is authorized to amend, revise and/or repeal any rule, regulation, order or policy necessary for the implementation of this act on or before such effective date.

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

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