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

7455--A

Cal. No. 1315

I N S E N A T E

May 3, 2016

Introduced by Sen. GRIFFO -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the public service law, in relation to establishing the electric vehicle charging tariff

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 66-o to read as follows:

S 66-O. ELECTRIC VEHICLE CHARGING TARIFF. 1. DEFINITIONS. FOR PURPOSES OF THIS SECTION, THE TERM "ELIGIBLE VEHICLE" SHALL MEAN AND INCLUDE A MOTOR VEHICLE THAT:

(A) HAS FOUR WHEELS;

(B) WAS MANUFACTURED FOR USE PRIMARILY ON PUBLIC STREETS, ROADS AND HIGHWAYS;

(C) THE POWERTRAIN OF WHICH HAS NOT BEEN MODIFIED FROM THE ORIGINAL MANUFACTURER'S SPECIFICATIONS;

(D) IS RATED AT NOT MORE THAN EIGHT THOUSAND FIVE HUNDRED POUNDS GROSS VEHICLE WEIGHT;

(E) HAS A MAXIMUM SPEED CAPABILITY OF AT LEAST FIFTY-FIVE MILES PER HOUR; AND

(F) IS PROPELLED AT LEAST IN PART BY AN ELECTRIC MOTOR AND ASSOCIATED POWER ELECTRONICS WHICH PROVIDE ACCELERATION TORQUE TO THE DRIVE WHEELS SOMETIME DURING NORMAL VEHICLE OPERATIONS, AND THAT DRAWS ELECTRICITY FROM A HYDROGEN FUEL CELL OR FROM A BATTERY THAT:

(I) HAS A CAPACITY OF NOT LESS THAN FOUR KILOWATT HOURS; AND

(II) IS CAPABLE OF BEING RECHARGED FROM AN EXTERNAL SOURCE OF ELECTRICITY.

2. NO LATER THAN APRIL FIRST, TWO THOUSAND SEVENTEEN EACH COMBINATION GAS AND ELECTRIC CORPORATION SHALL FILE AN APPLICATION WITH THE COMMISSION TO ESTABLISH A RESIDENTIAL TARIFF FOR ELIGIBLE VEHICLES FOR THE PURPOSE OF RECHARGING AN ELIGIBLE VEHICLE OR VEHICLES.

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

LBD14449-06-6

3. THE COMMISSION SHALL, AFTER NOTICE AND OPPORTUNITY FOR PUBLIC COMMENT, APPROVE, MODIFY, OR REJECT THE TARIFF.

4. WITHIN SIXTY DAYS OF COMMISSION APPROVAL OF A COMBINATION GAS AND ELECTRIC CORPORATION'S TARIFF FILED UNDER THIS SECTION, SUCH COMBINATION GAS AND ELECTRIC CORPORATION SHALL MAKE THE TARIFF AVAILABLE TO CUSTOMERS.

5. THE COMBINATION GAS AND ELECTRIC CORPORATION MAY AT ANY TIME PROPOSE REVISIONS TO A TARIFF FILED UNDER THIS SECTION BASED ON CHANGING COSTS OR CONDITIONS.

6. EACH COMBINATION GAS AND ELECTRIC CORPORATION PROVIDING A TARIFF UNDER THIS SECTION SHALL PERIODICALLY REPORT TO THE COMMISSION, AS ESTABLISHED BY THE COMMISSION AND ON A FORM PRESCRIBED BY THE COMMISSION, THE FOLLOWING INFORMATION:

(A) THE NUMBER OF CUSTOMERS WHO HAVE ARRANGED TO HAVE ELECTRICITY DELIVERED UNDER THE TARIFF;

(B) THE TOTAL AMOUNT OF ELECTRICITY DELIVERED UNDER THE TARIFF; AND

(C) OTHER DATA REQUIRED BY THE COMMISSION.

S 2. This act shall take effect immediately.