STATE OF NEW YORK

1417

2019-2020 Regular Sessions

IN ASSEMBLY

January 15, 2019

Introduced by M. of A. SANTABARBARA, D'URSO, JEAN-PIERRE, HUNTER, CRESPO -- read once and referred to the Committee on Energy

AN ACT to amend the public service law, in relation to requiring legislative approval of increases in utility charges

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. This act shall be known and may be cited as the "utility ratepayer protection act".

§ 2. Subdivision 12 of section 66 of the public service law is amended by adding a new paragraph (b-1) to read as follows:

(b-1) No change shall be made in any rate or charge, which shall have been filed by a utility in compliance with an order of the commission, without the consent of both houses of the legislature by a majority vote in each house. The utility shall submit a written report to the legislature at least one hundred eighty days prior to the date when any proposed increase in fees, rentals and charges for the provision of services by the utility is scheduled to take effect. Such report shall include justification for the proposed increase, and information setting forth the current financial condition of the utility. The legislature may require any additional data or information that it deems necessary. If the legislature, or the appropriate committees thereof, finds that the proposed increases are not necessary to produce sufficient revenue to meet the expense of the provision of services, including the maintenance and operation of infrastructure, then no proposed increase shall take effect until approved by a majority vote of each house of the legislature.

§ 3. This act shall take effect immediately.

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

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