STATE OF NEW YORK

8252

IN SENATE

April 27, 2020

Introduced by Sen. PARKER -- 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 the annualization of past-due utility payments after an emergency order is lifted

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

Section 1. Subdivision 6 of section 32 of the public service law, as added by chapter 686 of the laws of 2002, is amended to read as follows:

6. **Special procedures following a state disaster emergency order. After a duly-declared order issued pursuant to section twenty-eight of the executive law is formally lifted, including but not limited to a state disaster emergency order issued for a pandemic, no utility corporation or municipality shall terminate the service of a residential customer because of arrears owed to the utility corporation or municipality. The utility corporation or municipality shall provide such customer with the right to annualize past due payments incurred during the emergency order, minus late fees, in monthly installments not to exceed three months average billing. The commission shall provide special procedures, in accordance with this subdivision, to be followed by a utility corporation or municipality with respect to the termination or restoration of services after an emergency order is lifted.**

7. Implementation of the provisions of this section shall not limit the contractual remedies for damages which might be available to the terminating utility provided that an award of such damages is not inconsistent with any of the provisions of this article.

§ 2. 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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