STATE OF NEW YORK

3318--C

Cal. No. 123

2021-2022 Regular Sessions

IN ASSEMBLY

January 22, 2021

Introduced by M. of A. SAYEGH, DICKENS, GRIFFIN, SIMON, GALEF, BUTTENSCHON, MONTESANO, SEAWRIGHT, DeSTEFANO, GOTTFRIED, OTIS, THIELE, SANTABARBARA, TAGUE, LAWLER, RA -- Multi-Sponsored by -- M. of A. DURSO, B. MILLER -- read once and referred to the Committee on Corporations, Authorities and Commissions -- ordered to a third reading, amended and ordered reprinted, retaining its place on the order of third reading -- again amended on third reading, ordered reprinted, retaining its place on the order of third reading -- passed by Assembly and delivered to the Senate, recalled from the Senate, vote reconsidered, bill amended, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the public service law, the public authorities law and the executive law, in relation to requiring electric corporations and the Long Island power authority service provider to prioritize restoring services to police departments, fire departments, and ambulance services, when electric services are interrupted

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 73-a to read as follows:

§ 73-a. Prioritization of emergency services. 1. If an electric corporation is not able to restore electric power services to any police department, fire department, or ambulance service which has a facility that is prewired with an appropriate transfer switch for using an alternate generated power source within twenty-four hours of the loss or interruption of such electric power services, such electric corporation shall notify the local county office of emergency management which shall provide for emergency deployment of alternate generated power sources through a program administered by the division of homeland security and emergency services to such police department, fire department, and/or ambulance service with an alternate generated power source.

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

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2. An electric corporation shall not increase charges to any rate payers to cover any extra costs incurred by such electric corporation as a result of compliance with subdivision one of this section.

3. For the purposes of this section, "alternate generated power source" shall mean electric generating equipment that is of the capacity that is capable of providing adequate electricity to operate all life safety systems and the basic operations of a police department, fire department, or ambulance service.

4. This section shall only apply to police departments, fire departments, or ambulance services who are registered with the division of homeland security and emergency services pursuant to article twenty-six of the executive law.

§ 2. Title 1-A of article 5 of the public authorities law, as added by chapter 517 of the laws of 1986, is amended by adding a new section 1020-mm to read as follows:

§ 1020-mm. Prioritization of emergency services. 1. If the service provider is not able to restore electric power services to any police department, fire department, or ambulance service service which has a facility that is prewired with an appropriate transfer switch for using an alternate generated power source within twenty-four hours of the loss or interruption of such electric power services, the service provider shall notify the local county office of emergency management which shall provide for emergency deployment of alternate generated power sources through a program administered by the division of homeland security and emergency services to such police department, fire department, and/or ambulance service with an alternate generated power source.

2. The service provider shall not increase charges to any rate payers to cover any extra costs incurred by the service provider as a result of compliance with subdivision one of this section.

3. For the purposes of this section, "alternate generated power source" shall mean electric generating equipment that is of the capacity that is capable of providing adequate electricity to operate all life safety systems and the basic operations of a police department, fire department, or ambulance service.

4. This section shall only apply to police departments, fire departments, or ambulance services who are registered with the division of homeland security and emergency services pursuant to article twenty-six of the executive law.

§ 3. Subdivision 2 of section 709 of the executive law is amended by adding a new paragraph (v) to read as follows:

(v) develop a program to make electric generating equipment owned or leased by the state available to county offices of emergency management pursuant to section seventy-three-a of the public service law.

§ 4. This act shall take effect immediately.