

# STATE OF NEW YORK

4176

2021-2022 Regular Sessions

## IN ASSEMBLY

February 1, 2021

Introduced by M. of A. SCHMITT, BYRNES, ASHBY, PALMESANO, McDONOUGH, DeSTEFANO, GOODELL, MONTESANO, M. MILLER, MANKTELOW -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public service law, in relation to certain costs and expenses

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

1 Section 1. Subdivisions 1 and 1-a of section 18-a of the public  
2 service law, subdivision 1 as amended by section 2 of part NN of chapter  
3 59 of the laws of 2009 and subdivision 1-a as added by section 2 of part  
4 A of chapter 173 of the laws of 2013, are amended to read as follows:

5 1. All costs and expenses of the department and commission shall be  
6 paid pursuant to appropriation on the certification of the chairman of  
7 the department and upon the audit and warrant of the comptroller. The  
8 state treasury shall be reimbursed therefore by payments to be made  
9 thereto from all moneys collected pursuant to this chapter. [~~The~~ For

10 state fiscal years beginning prior to April first, two thousand twenty-  
11 two, the total of such costs and expenses shall be borne by the public  
12 utility companies (including for the purposes of this section municipi-  
13 palities other than municipalities as defined in section eighty-nine-1  
14 of this chapter), corporations (including the power authority of the  
15 state of New York), and persons subject to the commission's regulation,  
16 to be assessed in the manner provided in subdivisions two, three and  
17 four of this section and section two hundred seventeen of this chapter.

18 Provided however for the state fiscal year that begins on April first,  
19 two thousand twenty-two, such assessment shall be in an amount that is  
20 fifty percent of the amount calculated in subdivisions two, three and  
21 four of this section and section two hundred seventeen of this chapter.

22 Provided further for state fiscal years that begin on and after April  
23 first, two thousand twenty-three, the amount of such assessment calcu-  
24 lated in subdivisions two, three and four of this section and section

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

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1 two hundred seventeen of this chapter shall be zero and all costs of the  
2 department and commission shall be paid by the state treasury.

3 1-a. All costs and expenses of the department related to the depart-  
4 ment's responsibilities under section three-b of this [~~chapter~~] article  
5 shall be paid pursuant to appropriation on the certification of the  
6 chairman of the department and upon the audit and warrant of the comp-  
7 troller. For the state fiscal [~~year~~] years beginning on April first, two  
8 thousand fourteen and [~~each state fiscal year thereafter~~] beginning  
9 prior to April first, two thousand twenty-three, payments are to be made  
10 from all moneys collected from the Long Island power authority pursuant  
11 to this section. The total of such costs and expenses shall be assessed  
12 on such authority in the manner provided in subdivisions two, three and  
13 four of this section. Provided however for the state fiscal year that  
14 begins on April first, two thousand twenty-two, such assessment shall be  
15 in an amount that is fifty percent of the amount calculated in subdivi-  
16 sions two, three and four of this section. Provided further for state  
17 fiscal years that begin on and after April first, two thousand twenty-  
18 three, the amount of such assessment calculated in subdivisions two,  
19 three and four of this section shall be zero and all costs of the  
20 department and commission shall be paid by the state treasury.

21 § 2. This act shall take effect immediately.