# 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:**

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

1. All costs and expenses of the department and commission shall be paid pursuant to appropriation on the certification of the chairman of the department and upon the audit and warrant of the comptroller. The state treasury shall be reimbursed therefore by payments to be made thereto from all moneys collected pursuant to this chapter. [~~The~~] **For state fiscal years beginning prior to April first, two thousand twenty-two, the** total of such costs and expenses shall be borne by the public utility companies (including for the purposes of this section municipalities other than municipalities as defined in section eighty-nine-l of this chapter), corporations (including the power authority of the state of New York), and persons subject to the commission's regulation, to be assessed in the manner provided in subdivisions two, three and four of this section and section two hundred seventeen of this chapter. **Provided however for the state fiscal year that begins on April first, two thousand twenty-two, such assessment shall be in an amount that is fifty percent of the amount calculated in subdivisions two, three and four of this section and section two hundred seventeen of this chapter. Provided further for state fiscal years that begin on and after April first, two thousand twenty-three, the amount of such assessment calculated 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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two hundred seventeen of this chapter shall be zero and all costs of the department and commission shall be paid by the state treasury.

1-a. All costs and expenses of the department related to the department's responsibilities under section three-b of this [~~chapter~~] article shall be paid pursuant to appropriation on the certification of the chairman of the department and upon the audit and warrant of the comptroller. For the state fiscal [~~year~~] years beginning on April first, two thousand fourteen and [~~each state fiscal year thereafter~~] beginning prior to April first, two thousand twenty-three, payments are to be made from all moneys collected from the Long Island power authority pursuant to this section. The total of such costs and expenses shall be assessed on such authority in the manner provided in subdivisions two, three and four of this section. Provided however for the state fiscal year that begins on April first, two thousand twenty-two, such assessment shall be in an amount that is fifty percent of the amount calculated in subdivisions two, three and four of this section. Provided further for state fiscal years that begin on and after April first, two thousand twenty-three, the amount of such assessment calculated in subdivisions two, three and four of this section shall be zero and all costs of the department and commission shall be paid by the state treasury.

§ 2. This act shall take effect immediately.