STATE OF NEW YORK

3028--A

Cal. No. 711

2021-2022 Regular Sessions

IN SENATE

January 27, 2021

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- recommitted to the Committee on Energy and Telecommunications in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the public service law and the public authorities law, in relation to requiring the public service commission and the Long Island power authority to establish standards of acceptable performance for gas and electric corporations

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

Section 1. Section 66 of the public service law is amended by adding a new subdivision 2-b to read as follows:

2-b. Have power to establish standards of acceptable performance for gas corporations and electric corporations in the event of a power outage and subsequent power restoration.

(a) Such rules and regulations shall set performance standards for the restoration of power based on the foreseeable nature of the outage and the number of customers affected.

(b) After an investigation and hearing held on notice and upon a finding of unacceptable performance, the commission shall impose a penalty for each violation which the commission deems just and proper.

(c) Such penalties shall include but not be limited to a credit to each customer of the amount of money charged for one kilowatt hour for each kilowatt hour of service outage.

§ 2. Section 1020-f of the public authorities law is amended by adding a new subdivision (jj) to read as follows:

(jj) The authority and its service providers shall have the power to establish standards of acceptable performance for gas corporations

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

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and electric corporations in the event of a power outage and subsequent power restoration.

1. Such rules and regulations shall set performance standards for the restoration of power based on the foreseeable nature of the outage and the number of customers affected.

2. The authority may impose a penalty for each violation which the authority deems just and proper, following an investigation and hearing held on notice and upon a finding of unacceptable performance.

3. Such penalties shall include but not be limited to a credit to each customer of the amount of money charged for one kilowatt hour for each kilowatt hour of service outage.

§ 3. This act shall take effect immediately.