STATE OF NEW YORK

3805

2021-2022 Regular Sessions

IN ASSEMBLY

January 28, 2021

Introduced by M. of A. CUSICK, COLTON, WILLIAMS, CARROLL, GRIFFIN, STERN, GOTTFRIED, STECK, REYES, PAULIN, PERRY, FAHY, WALLACE, ABINANTI, D. ROSENTHAL, BARRON, JONES, CRUZ, SOLAGES, PHEFFER AMATO, ZEBROWSKI, SIMON, L. ROSENTHAL, QUART, DAVILA, HEVESI, M. MILLER, SAYEGH, GLICK, RODRIGUEZ, MAGNARELLI, EPSTEIN, O'DONNELL, ROZIC, SANTABARBARA, GUNTHER, WOERNER, FRONTUS, WEPRIN, BARNWELL, HUNTER, J. RIVERA, OTIS, SCHMITT, STIRPE, FERNANDEZ, VANEL, GALEF, COOK, DINOWITZ, BARRETT, SEAWRIGHT, NIOU, ASHBY, HYNDMAN -- read once and referred to the Committee on Energy

AN ACT to amend the public service law, in relation to the transfer of bill credits associated with the electricity produced by community distributed generation facilities

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 66-q to read as follows:

§ 66-q. Community distributed generation facility bill credits. 1. As used in this section, the term "community distributed generation facility" shall mean a photovoltaic system with a rated capacity of not more than five megawatts of alternating current that is connected to an electric system and operated in conjunction with an electric corporation's transmission and distribution facilities. Participating electric customers receive a bill credit for the electricity generated in proportion to the size of their interest in the facility, with at least sixty percent of the facility's production allocated to participating customers in increments of twenty-five kilowatts or less.

2. Within ninety days of the effective date of this section, the commission shall direct electric corporations to file a model tariff providing for the transfer of bill credits associated with the electricity produced by community distributed generation facilities in one electric corporation territory to the accounts of subscribers in other elec-

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

LBD06837-01-1

tric corporation territories, and any other settlement systems and processes necessary to effectuate such transfers in a cost-effective manner. Following public comment on the model tariff, the public service commission shall, within two hundred seventy days of the effective date of this section, approve tariffs to enable such transfers.

§ 2. This act shall take effect immediately.