

# STATE OF NEW YORK

803

2021-2022 Regular Sessions

## IN ASSEMBLY

(Prefiled)

January 6, 2021

Introduced by M. of A. PHEFFER AMATO -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public service law, in relation to mandating budget expenditures by gas and electric corporations to improve power outage response and to stormproof power lines

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

1 Section 1. The public service law is amended by adding a new section  
2 73 to read as follows:

3 § 73. Mandatory budget expenditures to improve power outage response  
4 and to stormproof power lines. 1. For the year two thousand twenty-two  
5 and every year thereafter, every gas corporation and electric corpo-  
6 ration in this state shall dedicate and use forty percent of its operat-  
7 ing budget for the purpose of improving such corporation's response to  
8 power outages and storm related damage. Such budget expenditures shall  
9 be used specifically for: (a) infrastructure hardening; (b) storm resi-  
10 lience; (c) improving response time to power outages and storm related  
11 damage, and the effectiveness of such response; (d) removing power lines  
12 from trees; and (e) removing trees and tree limbs in the vicinity of  
13 power lines. The objective of such budget expenditures shall be to  
14 stormproof power lines throughout the state to reduce the number of  
15 power outages and storm related damage in this state.

16 2. On or before April first, two thousand twenty-two and on or before  
17 every July first, October first, January first and April first, there-  
18 after, every gas corporation and electric corporation in this state  
19 shall file a report with the commission setting forth documentation, as  
20 determined by the commissioner, necessary to substantiate its compliance  
21 with the provisions of subdivision one of this section.

22 3. Any application by a gas corporation or electric corporation  
23 submitted to the commission to increase any rate charged to its custom-

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

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1 ers shall include documentation, as determined by the commissioner,  
2 necessary to substantiate its compliance with the provisions of subdivi-  
3 sion one of this section.  
4 § 2. This act shall take effect immediately.