

# STATE OF NEW YORK

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1453--B

Cal. No. 116

2021-2022 Regular Sessions

## IN SENATE

January 12, 2021

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Introduced by Sens. PARKER, GAUGHRAN, HARCKHAM, HINCHEY, HOYLMAN, KAPLAN, KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- 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 -- passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend chapter 108 of the laws of 2020, amending the public service law relating to issuing a moratorium on utility termination of services during periods of pandemics and/or state of emergencies, in relation to extending the effectiveness thereof; to amend the public service law and the general business law, in relation to issuing a moratorium on utility termination of services; and providing for the repeal of certain provisions upon the expiration thereof

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

1 Section 1. Section 5 of chapter 108 of the laws of 2020, amending the  
2 public service law relating to issuing a moratorium on utility termi-  
3 nation of services during periods of pandemics and/or state of emergen-  
4 cies, as amended by section 2 of part B of chapter 126 of the laws of  
5 2020, is amended to read as follows:  
6 § 5. This act shall take effect immediately and shall expire [~~March~~  
7 ~~31, 2021~~] July 1, 2022 when upon such date the provisions of this act  
8 shall be deemed repealed.  
9 § 2. Subdivisions 6, 7, 8 and 9 of section 32 of the public service  
10 law, subdivision 6 as amended and subdivisions 7, 8 and 9 as added by  
11 chapter 108 of the laws of 2020, are amended to read as follows:  
12 6. No utility corporation or municipality shall terminate or discon-  
13 nect services to any residential customer or a small business customer

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

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1 with twenty-five or fewer employees that is not a (a) publicly held  
2 company, or a subsidiary thereof, (b) seasonal, short-term, or temporary  
3 customer, (c) high energy customer as defined by the commission, or (d)  
4 customer that the utility can demonstrate has the resources to pay the  
5 bill, provided that the utility notifies the small business customer of  
6 its reasons and of the customer's right to contest this determination  
7 through the commission's complaint procedures, for the non-payment of an  
8 overdue charge for the duration of the state disaster emergency declared  
9 pursuant to executive order two hundred two of two thousand twenty  
10 (hereinafter "the COVID-19 state of emergency").

11 Utility corporations and municipalities shall have a duty to restore  
12 service, to the extent not already required under this chapter, to any  
13 residential or small business customer within forty-eight hours if such  
14 service has been terminated during the pendency of the COVID-19 state of  
15 emergency.

16 7. For a period of one hundred eighty days after either the COVID-19  
17 state of emergency is lifted or expires or December thirty-first, two  
18 thousand twenty-one, whichever is earlier, no utility corporation or  
19 municipality shall terminate or disconnect the service of a residential  
20 or small business customer because of defaulted deferred payment agree-  
21 ments or arrears owed to the utility corporation or municipality when  
22 such customer has experienced a change in financial circumstances due to  
23 the COVID-19 state of emergency, as defined by the department. The util-  
24 ity corporation or municipality shall provide such residential or small  
25 business customer with the right to enter into, or restructure, a  
26 deferred payment agreement without the requirement of a down payment,  
27 late fees, or penalties, as such is provided for in this article with  
28 such prohibition on down payments, late fees, or penalties applicable to  
29 all arrears incurred during the duration of the COVID-19 state of emer-  
30 gency.

31 8. Every utility corporation or municipality shall provide notice to  
32 residential and small business customers, in a writing to be included  
33 with a bill statement or, when appropriate, via electronic transmission  
34 the provisions of this section and shall further make reasonable efforts  
35 to contact customers who have demonstrated a change in financial circum-  
36 stances due to the COVID-19 state of emergency for the purpose of offer-  
37 ing such customers a deferred payment agreement consistent with the  
38 provisions of this article.

39 9. Implementation of the provisions of this section shall not prohibit  
40 a utility or municipality from recovering lost or deferred revenues  
41 after either the lifting or expiration of the COVID-19 state of emergen-  
42 cy or December thirty-first, two thousand twenty-one, whichever is  
43 earlier, pursuant to such means for recovery as are provided for in this  
44 chapter, and by means not inconsistent with any of the provisions of  
45 this article. Nothing in this section shall prohibit a utility corpo-  
46 ration or municipality from disconnecting service necessary to protect  
47 the health and safety of customers and the public.

48 § 3. Subdivisions 8, 9, 10 and 11 of section 89-b of the public  
49 service law, as added by chapter 108 of the laws of 2020, are amended  
50 and a new subdivision 12 is added to read as follows:

51 8. No water-works corporation shall terminate or disconnect the supply  
52 of water to residential accounts or the account of a small business  
53 customer with twenty-five or fewer employees that is not a (a) publicly  
54 held company, or a subsidiary thereof, (b) seasonal, short-term, or  
55 temporary customer, (c) high energy customer as defined by the commis-  
56 sion, or (d) customer that the utility can demonstrate has the resources

1 to pay the bill, provided that the utility notifies the small business  
2 customer of its reasons and of the customer's right to contest this  
3 determination through the commission's complaint procedures, for the  
4 non-payment of water rents, rates or charges for the duration of the  
5 state disaster emergency declared pursuant to executive order two  
6 hundred two of two thousand twenty (hereinafter "the COVID-19 state of  
7 emergency"). Water-works corporations shall have a duty to restore  
8 service, to the extent not already required under this chapter, to any  
9 residential or small business customer within forty-eight hours if such  
10 service has been terminated during the pendency of the COVID-19 state of  
11 emergency.

12 9. For a period of one hundred eighty days after either the COVID-19  
13 state of emergency is lifted or expires or December thirty-first, two  
14 thousand twenty-one, whichever is earlier, no water-works corporation  
15 shall terminate or disconnect the service of a residential or small  
16 business customer account because of defaulted deferred payment agree-  
17 ments or arrears owed to the water-works corporation when such customer  
18 has experienced a change in financial circumstances due to the COVID-19  
19 state of emergency as defined by the department. The water-works corpo-  
20 ration shall provide such residential or small business customer with  
21 the right to enter into, or restructure, a deferred payment agreement  
22 without the requirement of a down payment, late fees, or penalties, as  
23 such is provided for in article two of this chapter.

24 10. Every water-works corporation shall provide notice to residential  
25 and small business customers, in a writing to be included with a bill  
26 statement or, when appropriate, via electronic transmission, the  
27 provisions of this section and shall further make reasonable efforts to  
28 contact customers who have demonstrated a change in financial circum-  
29 stances due to the COVID-19 state of emergency for the purpose of offer-  
30 ing such customers a deferred payment agreement consistent with the  
31 provisions of this section and article two of this chapter.

32 11. Implementation of the provisions of this section shall not prohib-  
33 it a water-works corporation from recovering lost or deferred revenues  
34 after either the lifting or expiration of the COVID-19 state of emergen-  
35 cy or December thirty-first, two thousand twenty-one, whichever is  
36 earlier, pursuant to such means for recovery as are provided for in this  
37 chapter, and by means not inconsistent with any of the provisions of  
38 this article. Nothing in this section shall prohibit a water-works  
39 corporation from disconnecting service when it is necessary to protect  
40 the health and safety of customers and the public.

41 12. The public service commission shall have the authority to adjudi-  
42 cate complaints and conduct investigations for violation of this section  
43 in the manner provided by the provisions of this article and shall have  
44 the authority to enforce the provisions of this section in accordance  
45 with section twenty-six of this chapter.

46 § 4. Subdivisions 3, 4 and 5 of section 89-1 of the public service  
47 law, as added by chapter 108 of the laws of 2020, are amended and two  
48 new subdivisions 4-a and 5-a are added to read as follows:

49 3. No municipality shall terminate or discontinue [~~residential~~]  
50 service to, or place, sell or enforce any lien on the real property of,  
51 a residential customer, a non-residential customer whose account serves  
52 residential premises, or a small business with twenty-five or fewer  
53 employees that is not a (a) publicly held company, or a subsidiary ther-  
54 eof, (b) seasonal, short-term, or temporary customer, (c) high usage  
55 customer as defined by the commission, or (d) customer that the utility  
56 can demonstrate has the resources to pay the bill, provided that the

1 utility notifies the small business customer of its reasons and of the  
2 customer's right to contest this determination through the commission's  
3 complaint procedures, for the nonpayment of bills, taxes, or fees, and  
4 no bills, taxes, or fees charged to such customers shall otherwise  
5 become a lien on real property, for the duration of the state disaster  
6 emergency declared pursuant to executive order two hundred two of two  
7 thousand twenty (hereinafter the "COVID-19 state of emergency") or at  
8 any time when a customer is in compliance with the terms of a deferred  
9 payment agreement entered into pursuant to subdivision four of this  
10 section. Every municipality shall have a duty to restore service to any  
11 residential customer, non-residential customer whose account serves  
12 residential premises, or small business customer within forty-eight  
13 hours of the effective date of this subdivision if such service has been  
14 terminated during the pendency of the COVID-19 state of emergency.

15 4. For a period of one hundred eighty days after either the COVID-19  
16 state of emergency is lifted or expires or December thirty-first, two  
17 thousand twenty-one, whichever is earlier, no municipality shall termi-  
18 nate or discontinue the service of, or place, sell or enforce any lien  
19 on the real property of, a residential customer, a non-residential  
20 customer whose account serves residential premises or small business  
21 customer because of bill arrears, taxes, or fees owed to the munici-  
22 pality when such customer has experienced a change in financial circum-  
23 stances due to the COVID-19 state of emergency, as defined by the  
24 department. The municipality shall provide a residential customer, a  
25 non-residential customer whose account serves residential premises, or  
26 small business service customer that has experienced a change in finan-  
27 cial circumstances due to the COVID-19 state of emergency with the right  
28 to enter into, or restructure, a deferred payment agreement without the  
29 requirement of a down payment, late fees, or penalties, as such is  
30 provided for in article two of this chapter. The duration of a deferred  
31 payment agreement entered into or restructured pursuant to this subdivi-  
32 sion shall be determined as such is provided for in article two of this  
33 chapter and shall not be limited to the period described in the first  
34 sentence of this subdivision. A deferred payment agreement entered into  
35 or restructured pursuant to this subdivision shall remain subject to the  
36 provisions of article two of this chapter until the termination of the  
37 agreement as such is provided in article two of this chapter.

38 4-a. No municipality shall terminate or discontinue service to, or  
39 place, sell or enforce any lien on the real property of any residential  
40 customer, non-residential customer which serves residential premises, or  
41 a small business customer for the nonpayment of bill arrears, taxes, or  
42 fees after either the COVID-19 state of emergency is lifted or expires  
43 or December thirty-first, two thousand twenty-one, whichever is earlier,  
44 unless at least thirty days previously it sent to that customer a notice  
45 of its intention to do so together with a notice of rights under this  
46 section in the form set forth in subdivision five of this section

47 5. Every municipality shall provide notice, in the same frequency that  
48 the customer receives a regular bill, to residential customers, non-re-  
49 sidential customers whose accounts serve residential premises, and small  
50 business customers in a writing to be included with a bill statement or,  
51 when appropriate, via electronic transmission the provisions of this  
52 section and shall further make reasonable efforts to contact customers  
53 who have demonstrated a change in financial circumstances due to the  
54 COVID-19 state of emergency for the purpose of offering such customers a  
55 deferred payment agreement consistent with the provisions of this  
56 section and article two of this chapter.

1 5-a. Notwithstanding the provisions of subdivision one of this  
2 section, for the purposes of subdivisions three, four, five and six of  
3 this section, a "municipality" shall also include a public water author-  
4 ity established pursuant to article five of the public authorities law.  
5 Every municipality shall be subject to the jurisdiction of the commis-  
6 sion for the purposes of enforcing the provisions of subdivisions three,  
7 four, four-a, five, five-a and six of this section pursuant to sections  
8 twenty-four, twenty-five and twenty-six of this chapter.

9 § 5. Subdivisions 9, 10, 11 and 12 of section 91 of the public service  
10 law, subdivisions 9, 10 and 12 as amended by section 1 of part B of  
11 chapter 126 of the laws of 2020, subdivision 11 as added by chapter 108  
12 of the laws of 2020, are amended to read as follows:

13 9. No telephone corporation shall terminate or disconnect any services  
14 provided by its infrastructure to a residential service customer or a  
15 small business customer with twenty-five or fewer employees that is not  
16 a (a) publicly held company, or a subsidiary thereof, (b) seasonal,  
17 short-term, or temporary customer, (c) high usage customer as defined  
18 by the commission, or (d) customer that the utility can demonstrate has  
19 the resources to pay the bill, provided that the utility notifies the  
20 small business customer of its reasons and of the customer's right to  
21 contest this determination through the commission's complaint proce-  
22 dures, for the non-payment of an overdue charge for the duration of the  
23 state disaster emergency declared pursuant to executive order two  
24 hundred two of two thousand twenty (hereinafter "the COVID-19 state of  
25 emergency"). Telephone corporations shall have a duty to restore  
26 service, to the extent not already required under this chapter, at the  
27 request of any residential or small business customer within forty-eight  
28 hours if such service has been terminated during the pendency of the  
29 COVID-19 state of emergency and disconnection of such service was due to  
30 non-payment of an overdue charge.

31 10. For a period of one hundred eighty days after either the COVID-19  
32 state of emergency is lifted or expires or December thirty-first, two  
33 thousand twenty-one, whichever is earlier, no telephone corporation  
34 shall terminate or disconnect [~~the service~~] any services provided by its  
35 infrastructure of a residential or small business customer account  
36 because of defaulted deferred payment agreements or arrears then owed to  
37 the telephone corporation when such customer has experienced a change in  
38 financial circumstances due to the COVID-19 state of emergency, as  
39 defined by the department. The telephone corporation shall provide such  
40 residential or small business customer with the right to enter into, or  
41 restructure, a deferred payment agreement without the requirement of a  
42 down payment, late fees, or penalties, with such prohibition on down  
43 payments, late fees, or penalties applicable to all arrears incurred  
44 during the pendency of the COVID-19 state of emergency.

45 11. Every telephone corporation shall provide notice to residential  
46 customers and small business customers, in a writing to be included with  
47 a bill statement or, when appropriate, via electronic transmission the  
48 provisions of this section and shall further make reasonable efforts to  
49 contact customers who have demonstrated a change in financial circum-  
50 stances due to the COVID-19 state of emergency for the purpose of offer-  
51 ing such customers a deferred payment agreement consistent with the  
52 provisions of this section and article two of this chapter.

53 12. Implementation of the provisions of this section shall not prohib-  
54 it a telephone corporation from recovering lost or deferred revenues  
55 after either the lifting or expiration of the COVID-19 state of emergen-  
56 cy or December thirty-first, two thousand twenty-one, whichever is



1 earlier, pursuant to such means for recovery as are provided for in this  
2 chapter, and by means not inconsistent with any of the provisions of  
3 this article. Nothing in this section shall prohibit a telephone corpo-  
4 ration from disconnecting service at the request of a customer. Nothing  
5 in this section shall prohibit a telephone corporation from disconnect-  
6 ing service when it is necessary to protect the health and safety of  
7 customers and the public.

8 § 6. Section 216 of the public service law is amended by adding five  
9 new subdivisions 6, 7, 8, 9 and 10 to read as follows:

10 6. No cable television company shall terminate or disconnect services  
11 provided over their infrastructure to a residential service customer or  
12 a small business customer with twenty-five or fewer employees that is  
13 not a (a) publicly held company, or a subsidiary thereof, (b) seasonal,  
14 short-term, or temporary customer, or (c) customer that the cable tele-  
15 vision company can demonstrate has the resources to pay the bill,  
16 provided that the cable television company notifies the small business  
17 customer of its reasons and of the customer's right to contest this  
18 determination through the commission's complaint procedures, for the  
19 non-payment of an overdue charge for the duration of a state disaster  
20 emergency declared pursuant to executive order two hundred two of two  
21 thousand twenty (hereinafter "the COVID-19 state of emergency"). Cable  
22 television companies shall have a duty to restore service, to the extent  
23 not already required under this chapter, at the request of any residen-  
24 tial or small business customer within forty-eight hours if such service  
25 has been terminated during the pendency of the COVID-19 state of emer-  
26 gency and disconnection of such service was due to non-payment of an  
27 overdue charge, provided, however, that cable television companies shall  
28 not be required to restore service to any residential or small business  
29 customer if such service had been terminated prior to the effective date  
30 of this subdivision.

31 7. For a period of one hundred eighty days after either the COVID-19  
32 state of emergency is lifted or expires or December thirty-first, two  
33 thousand twenty-one, whichever is earlier, no cable television company  
34 shall terminate or disconnect services provided over their infrastruc-  
35 ture to a residential or small business customer account because of  
36 defaulted deferred payment agreements or arrears then owed to the cable  
37 television company when such customer has experienced a change in finan-  
38 cial circumstances, as defined by the department, due to the COVID-19  
39 state of emergency. The cable television company shall provide such  
40 residential or small business customer with the right to enter into, or  
41 restructure, a deferred payment agreement without the requirement of a  
42 down payment, late fees, or penalties, with such prohibition on down  
43 payments, late fees, or penalties applicable to all arrears incurred  
44 during the pendency of the COVID-19 state of emergency.

45 8. Every cable television company shall provide notice to residential  
46 or small business customers in a writing to be included with a bill  
47 statement or, when appropriate, via electronic transmission of the  
48 provisions of this section and shall further make reasonable efforts to  
49 contact customers who have demonstrated a change in financial circum-  
50 stances due to the COVID-19 state of emergency for the purpose of offer-  
51 ing such customers a deferred payment agreement consistent with the  
52 provisions of this section and article two of this chapter.

53 9. Implementation of the provisions of this section shall not prohibit  
54 a cable television company from recovering lost or deferred revenues  
55 after either the lifting or expiration of the COVID-19 state of emergen-  
56 cy or December thirty-first, two thousand twenty-one, whichever is

earlier, pursuant to such means for recovery as are provided for in this chapter, and by means not inconsistent with any of the provisions of this article. Nothing in this section shall prohibit a cable television company from disconnecting service at the request of a customer. Nothing in this section shall prohibit a cable television company from disconnecting service when it is necessary to protect the health and safety of customers and the public.

10. Every cable television company shall be subject to the jurisdiction of the commission for the purposes of enforcing the provisions of subdivisions six, seven, eight and nine of this section pursuant to sections twenty-four, twenty-five and twenty-six of this chapter, and any other applicable provision of this chapter.

§ 7. The general business law is amended by adding a new section 399-zzzzz to read as follows:

§ 399-zzzzz. Prohibition of certain broadband terminations or disconnections. 1. For the purposes of this section, the term "broadband service" shall mean a mass-market retail service that provides the capability to transmit data to and receive data from all or substantially all internet endpoints, including any capabilities that are incidental to and enable the operation of the communications service, and shall include service provided by commercial mobile telephone service providers, but shall not include dial-up service.

2. No person, business, corporation, or their agents providing or seeking to provide broadband service in New York state shall terminate or disconnect services provided over their infrastructure to a residential service customer or a small business customer with twenty-five or fewer employees that is not a (i) publicly held company, or a subsidiary thereof, (ii) seasonal, short-term, or temporary customer, or (iii) customer that the broadband service provider can demonstrate has the resources to pay the bill, provided that the broadband service provider notifies the small business customer of its reasons and of the customer's right to contest this determination through the commission's complaint procedures, for the non-payment of an overdue charge for the duration of the state disaster emergency declared pursuant to executive order two hundred two of two thousand twenty (hereinafter "the COVID-19 state of emergency"). Such persons or entities shall have a duty to restore service, to the extent not already required, at the request of any residential or small business customer within forty-eight hours if such service has been terminated during the pendency of the COVID-19 state of emergency and disconnection of such service was due to non-payment of an overdue charge, provided, however, that such persons or entities shall not be required to restore service to any residential or small business customer if such service had been terminated prior to the effective date of this section.

3. For a period of one hundred eighty days after either the COVID-19 state of emergency is lifted or expires or December thirty-first, two thousand twenty-one, whichever is earlier, no person, business, corporation, or their agents providing or seeking to provide broadband service in New York state shall terminate or disconnect services provided over their infrastructure to a residential or small business customer account because of defaulted deferred payment agreements or arrears then owed to such persons or entities when such customer has experienced a change in financial circumstances, as defined by the department of public service due to the COVID-19 state of emergency. The person, business, corporation, or their agents providing or seeking to provide broadband service in New York state shall provide such residen-

1 tial or small business customer with the right to enter into, or  
2 restructure, a deferred payment agreement consistent with the provisions  
3 of article two of the public service law without the requirement of a  
4 down payment, late fees, or penalties, with such prohibition on down  
5 payments, late fees, or penalties applicable to all arrears incurred  
6 during the pendency of the COVID-19 state of emergency.

7 4. Every person, business, corporation, or their agents providing or  
8 seeking to provide broadband service in New York state shall provide  
9 notice to residential or small business customers in a writing to be  
10 included with a bill statement or, when appropriate, via electronic  
11 transmission of the provisions of this section and shall further make  
12 reasonable efforts to contact customers who have demonstrated a change  
13 in financial circumstances due to the COVID-19 state of emergency for  
14 the purpose of offering such customers a deferred payment agreement  
15 consistent with the provisions of article two of the public service law.

16 5. Implementation of the provisions of this section shall not prohibit  
17 a person, business, corporation, or their agents providing or seeking to  
18 provide broadband service in New York state from recovering lost or  
19 deferred revenues after either the lifting or expiration of the COVID-19  
20 state of emergency or December thirty-first, two thousand twenty-one,  
21 whichever is earlier, pursuant to such means for recovery by means not  
22 inconsistent with any of the provisions of this section. Nothing in this  
23 section shall prohibit a person, business, corporation, or their agents  
24 providing or seeking to provide broadband service in New York state from  
25 disconnecting service at the request of a customer. Nothing in this  
26 section shall prohibit a person, business, corporation, or their agents  
27 providing or seeking to provide broadband service in New York state from  
28 disconnecting service when it is necessary to protect the health and  
29 safety of customers and the public.

30 6. Whenever there shall be a violation of this section, an application  
31 may be made by the attorney general in the name of the people of the  
32 state of New York to a court or justice having jurisdiction by a special  
33 proceeding to issue an injunction, and upon notice to the defendant of  
34 not less than five days, to enjoin and restrain the continuance of such  
35 violation; and if it shall appear to the satisfaction of the court or  
36 justice that the defendant has, in fact, violated this section, an  
37 injunction may be issued by the court or justice, enjoining and  
38 restraining any further violations, without requiring proof that any  
39 person has, in fact, been injured or damaged thereby. In any such  
40 proceeding, the court may make allowances to the attorney general as  
41 provided in paragraph six of subdivision (a) of section eighty-three  
42 hundred three of the civil practice law and rules, and direct restitu-  
43 tion. Whenever the court shall determine that a violation of this  
44 section has occurred, the court may impose a civil penalty of not more  
45 than one thousand dollars per violation. In connection with any such  
46 proposed application, the attorney general is authorized to take proof  
47 and make a determination of the relevant facts and to issue subpoenas in  
48 accordance with the civil practice law and rules.

49 § 8. Severability clause. If any clause, sentence, paragraph, subdivi-  
50 sion, section or subpart of this act shall be adjudged by any court of  
51 competent jurisdiction to be invalid, such judgment shall not affect,  
52 impair, or invalidate the remainder thereof, but shall be confined in  
53 its operation to the clause, sentence, paragraph, subdivision, section  
54 or subpart thereof directly involved in the controversy in which such  
55 judgment shall have been rendered. It is hereby declared to be the



1 intent of the legislature that this act would have been enacted even if  
2 such invalid provisions had not been included herein.

3 § 9. This act shall take effect immediately; provided, however, that  
4 sections six and seven of this act shall expire and be deemed repealed  
5 on the same date and in the same manner as chapter 108 of the laws of  
6 2020; and provided that:

7 (a) the amendments to subdivisions 7, 8, and 9 of section 32 of the  
8 public service law made by section two of this act shall not affect the  
9 repeal of such subdivisions and shall be deemed repealed therewith;

10 (b) the amendments to subdivision 6 of section 32 of the public  
11 service law made by section two of this act shall not affect the expira-  
12 tion of such subdivision and shall be deemed to expire therewith;

13 (c) the amendments to subdivisions 8, 9, 10 and 11 of section 89-b of  
14 the public service law made by section three of this act shall not  
15 affect the repeal of such subdivisions and shall be deemed repealed  
16 therewith;

17 (d) subdivision 12 of section 89-b of the public service law as added  
18 by section three of this act shall be repealed on the same date and in  
19 the same manner as chapter 108 of the laws of 2020, as amended;

20 (e) the amendments to subdivisions 3, 4 and 5 of section 89-1 of the  
21 public service law made by section four of this act shall not affect the  
22 repeal of such subdivisions and shall be deemed repealed therewith;

23 (f) subdivisions 4-a and 5-a of section 89-1 of the public service law  
24 as added by section four of this act shall be repealed on the same date  
25 and in the same manner as chapter 108 of the laws of 2020, as amended;  
26 and

27 (g) the amendments to subdivisions 9, 10, 11 and 12 of section 91 of  
28 the public service law made by section five of this act shall not affect  
29 the repeal of such subdivisions and shall be deemed repealed therewith.