

# STATE OF NEW YORK

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928--A

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sens. KAPLAN, HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public service law and the public authorities law, in relation to requiring electric companies to provide alternative measures to ensure customers are able to maintain their health and well-being during power outages

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

1 Section 1. Subparagraph (iii) of paragraph (a) of subdivision 21 of  
2 section 66 of the public service law, as added by section 4 of part X of  
3 chapter 57 of the laws of 2013, is amended to read as follows:

4 (iii) identification of and outreach plans to customers who had docu-  
5 mented their need for essential electricity for medical needs, including  
6 provisions regarding how such customers will be provided with alterna-  
7 tive measures to ensure their health and well-being if power cannot  
8 adequately be provided. Such provisions shall include providing elec-  
9 tric generators or lodging for the individual requiring such essential  
10 electricity for medical needs and shall also include transportation of  
11 medical devices, as needed. Such provisions shall also specify that any  
12 cost incurred by an electric company in providing such alternative meas-  
13 ures shall not be borne by rate payers;

14 § 2. Paragraph 1 of subdivision (cc) of section 1020-f of the public  
15 authorities law, as added by section 7 of part A of chapter 173 of the  
16 laws of 2013, is amended to read as follows:

17 1. The service provider shall, in consultation with the authority,  
18 prepare and maintain an emergency response plan (i) to assure the  
19 reasonably prompt restoration of service in the case of an emergency  
20 event, defined for purposes of this subdivision as an event where wide-

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

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1 spread outages have occurred in the authority's service territory due to  
2 a storm or other causes beyond the control of the authority and the  
3 service provider, (ii) consistent with the requirements of paragraph (a)  
4 of subdivision twenty-one of section sixty-six of the public service law  
5 and any regulations and orders adopted thereto, and (iii) establishing  
6 the separate responsibilities of the authority and service provider.

7 Such emergency response plan shall include provisions regarding how  
8 customers will be provided with alternative measures to ensure their  
9 health and well-being if power cannot adequately be provided. Such  
10 provisions shall include providing electric generators or lodging for  
11 any individual requiring essential electricity for medical needs and  
12 shall also include transportation of medical devices, as needed.

13 § 3. This act shall take effect immediately.