STATE OF NEW YORK

4172

2023-2024 Regular Sessions

IN ASSEMBLY

February 10, 2023

Introduced by M. of A. ZEBROWSKI, SEAWRIGHT, SAYEGH, JACOBSON -- read once and referred to the Committee on Corporations, Authorities and Commissions

AN ACT to amend the public service law, in relation to requiring the public service commission to develop a formula for the calculation of a residential water cost index; requiring each water-works corporation and municipal water system serving one thousand customers or more to calculate and submit to the public service commission its residential water cost index; and requiring the public service commission to publish a report on the residential water cost index of each applicable water-works corporation and municipal water system

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 89-k to read as follows:

§ 89-k. Residential water cost index. 1. For the purposes of this section, "residential water cost index" means the annual cost of water for an average single family household served by a water-works corporation or municipal water system. The water cost index shall be calculated using uniform factors developed by the commission including, but not limited to, usage, fees, applicable taxes, meter size and seasonal rate structures.

2. Within six months of the effective date of this section, the commission shall develop a formula for the calculation of a residential water cost index. Such formula shall include the uniform factors to be used by any water-works corporation or municipal water system in calculating its water cost index. The commission shall publish such formula on its website, and shall provide such formula to each water-works corporation and municipal water system serving one thousand customers or more. The commission may, from time to time, update such formula.

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

LBD03320-01-3

3. Annually, each water-works corporation and municipal water system serving one thousand customers or more shall calculate and submit to the commission its residential water cost index. The water cost index shall be submitted to the commission within sixty days succeeding the close of its fiscal year. Municipal water systems may submit its water cost index as part of their annual report as provided for in section eighty-nine-l of this article.

4. Annually, by December thirty-first, the commission shall publish a report on the residential water cost index of each applicable water-works corporation and municipal water system of the preceding calendar year. The report shall provide a statistical analysis of the data and a comparison of residential water cost indexes throughout the state, including, but not limited to, comparisons based on regions, type of provider, and size.

5. A copy of the report shall be posted on the commission's website and the commission shall notify the temporary president of the senate, the speaker of the assembly, the chair of the senate energy and telecommunications committee, and the chair of the assembly corporations, authorities and commissions committee of its posting and any updates made thereto.

§ 2. Section 89-l of the public service law is amended by adding a new subdivision 7 to read as follows:

7. Each municipal water system serving one thousand customers or more shall calculate and submit a residential water cost index to the public service commission pursuant to section eighty-nine-k of this article.

§ 3. This act shall take effect immediately.