

# STATE OF NEW YORK

9538--A

## IN ASSEMBLY

March 20, 2024

Introduced by M. of A. SHRESTHA, MAMDANI, SIMON, BURDICK, GONZALEZ-ROJAS, GALLAGHER, SAYEGH, WOERNER, KIM, MEEKS, CUNNINGHAM, SHIMSKY, STIRPE, EPSTEIN, DAVILA, SIMONE, STECK, EACHUS, RIVERA, KELLES, RAMOS, MITAYNES, ANDERSON, LEVENBERG, FORREST, SEAWRIGHT, ALVAREZ, THIELE, TAPIA -- read once and referred to the Committee on Energy -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public authorities law, in relation to the New York power authority's conferral process

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "public renewables transparency act".

3 § 2. Paragraph (d) of subdivision 27-a of section 1005 of the public  
4 authorities law, as amended by section 28 of part 0 of chapter 58 of the  
5 laws of 2024, is amended to read as follows:

6 (d) No later than one hundred eighty days after the effective date of  
7 this subdivision, and annually thereafter, the authority shall confer  
8 with the New York state energy research and development authority, the  
9 department of public service, climate and resiliency experts, labor  
10 organizations, and environmental justice and community organizations  
11 concerning the state's progress on meeting the renewable energy goals  
12 established by the climate leadership and community protection act. At

13 each board of trustees' meeting, there shall be a public report deliv-  
14 ered and published on the development and implementation of the authori-  
15 ty's renewable energy generation strategic plan. When exercising the

16 authority provided for in paragraph (a) of this subdivision, the infor-  
17 mation developed through such conferral shall be used to identify  
18 projects to help ensure that the state meets its goals under the climate  
19 leadership and community protection act. Any conferral provided for in  
20 this paragraph shall include consideration of the timing of projects in  
21 the interconnection queue of the federally designated electric bulk  
22 system operator for New York state, taking into account both capacity  
23 factors or planned projects and the interconnection queue's historical

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

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1 completion rate. A report on the information developed through such  
2 conferral shall be published and made accessible on the website of the  
3 authority, including, but not limited to, the basis of the conferral  
4 report. The published basis shall include notes from the conferral meet-  
5 ings.

6 § 3. Paragraph (d) of subdivision 27-a of section 1005 of the public  
7 authorities law, as added by section 1 of part QQ of chapter 56 of the  
8 laws of 2023, is amended to read as follows:

9 (d) No later than one hundred eighty days after the effective date of  
10 this subdivision, and annually thereafter, the authority shall confer  
11 with the New York state energy research and development authority, the  
12 office of renewable energy siting, the department of public service,  
13 climate and resiliency experts, labor organizations, and environmental  
14 justice and community organizations concerning the state's progress on  
15 meeting the renewable energy goals established by the climate leadership  
16 and community protection act. At each board of trustees' meeting, there  
17 shall be a public report delivered and published on the development and  
18 implementation of the authority's renewable energy generation strategic  
19 plan. When exercising the authority provided for in paragraph (a) of  
20 this subdivision, the information developed through such conferral shall  
21 be used to identify projects to help ensure that the state meets its  
22 goals under the climate leadership and community protection act. Any  
23 conferral provided for in this paragraph shall include consideration of  
24 the timing of projects in the interconnection queue of the federally  
25 designated electric bulk system operator for New York state, taking into  
26 account both capacity factors or planned projects and the intercon-  
27 nection queue's historical completion rate. A report on the information  
28 developed through such conferral shall be published and made accessible  
29 on the website of the authority, including, but not limited to, the  
30 basis of the conferral report. The published basis shall include notes  
31 from the conferral meetings.

32 § 4. Subparagraph (vii) of paragraph (e) of subdivision 27-a of  
33 section 1005 of the public authorities law, as added by section 1 of  
34 part QQ of chapter 56 of the laws of 2023, is amended to read as  
35 follows:

36 (vii) The authority shall post a draft of the strategic plan on its  
37 website for public comment for a period of at least sixty days starting  
38 no later than October eleventh, and shall hold at least [~~three~~] six  
39 public hearings on the draft strategic plan in regionally diverse parts  
40 of the state. The authority shall provide an option for stakeholders to  
41 submit comments remotely as well, and incorporate feedback from such  
42 sessions and written comments into the final draft of the strategic  
43 plan.

44 § 5. This act shall take effect immediately, provided that the amend-  
45 ments to paragraph (d) of subdivision 27-a of section 1005 of the public  
46 authorities law made by section two of this act shall be subject to the  
47 expiration and reversion of such paragraph pursuant to section 34 of  
48 part O of chapter 58 of the laws of 2024, as amended, when upon such  
49 date the provisions of section three of this act shall take effect.