STATE OF NEW YORK

9402

IN SENATE

May 15, 2024

Introduced by Sen. CLEARE -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public service law, in relation to requiring investor-owned energy utilities publish on its customer-facing website both its promotional and educational materials

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

Section 1. Short title. This act shall be known and may be cited as the "utility materials disclosure act".

§ 2. The public service law is amended by adding a new section 28 to read as follows:

§ 28. Materials to be published. 1. For the purposes of this section, "investor-owned energy utility" shall mean any gas corporation, electric corporation, or combination gas and electric corporation.

2. The department shall require every investor-owned energy utility publish on its customer-facing website, and file with the commission, any promotional and educational materials such investor-owned energy utility makes available to customers digitally or in print. A list of such files shall be published with the original title and publication date on a page that is easily accessible from the website menu.

3. Such materials referenced in subdivision two of this section shall remain posted on an investor-owned energy utility's customer-facing website three years from the date such materials are published.

4. If an investor-owned energy utility is found to be in violation of this section, penalties or sanctions shall be assessed pursuant to section twenty-five or twenty-five-a of this article, as applicable.

§ 3. This act shall take effect on the thirtieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such date.

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

LBD14392-03-4