

STATE OF NEW YORK

5402

2025-2026 Regular Sessions

IN ASSEMBLY

February 13, 2025

Introduced by M. of A. BURDICK -- read once and referred to the Committee on Energy

AN ACT to amend the public service law, in relation to prohibiting the public service commission from approving a rate increase which allows a utility to recover certain operating expenses

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

1 Section 1. Subdivision 12 of section 66 of the public service law is
2 amended by adding a new paragraph (m) to read as follows:

3 (m) The commission shall not approve any rate increase which allows a
4 utility to recover the following operating expenses:

5 (i) its direct or indirect costs in excess of one hundred thousand
6 dollars associated with its attendance in, participation in, preparation
7 for, or appeal of any rate proceeding conducted before the commission.
8 Such costs shall include, but need not be limited to, attorneys' fees,
9 fees to engage expert witnesses or consultants, the portion of employee
10 salaries associated with such attendance, participation, preparation or
11 appeal of a rate proceeding and related costs identified by the commis-
12 sion; or

13 (ii) employee or executive salaries in excess of the current salary of
14 the governor of New York as provided for by a joint resolution of the
15 legislature at the time of the utility's initial filing with the commis-
16 sion.

17 § 2. This act shall take effect on the one hundred eightieth day after
18 it shall have become a law.

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

LBD07223-02-5