STATE OF NEW YORK

7783

2025-2026 Regular Sessions

IN ASSEMBLY

April 10, 2025

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

AN ACT to amend the public service law, in relation to requiring the office of renewable energy siting and electric transmission to develop a procedure to process any financial security or letter of credit required by the office

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

Section 1. Subdivision 3 of section 138 of the public service law, as added by section 11 of part O of chapter 58 of the laws of 2024, is amended to read as follows:

3. ORES, in consultation with the department, shall promulgate rules and regulations with respect to all necessary requirements to implement the siting permit program established in this article and promulgate modifications to such rules and regulations as it deems necessary; provided that ORES shall promulgate regulations requiring the service of applications on affected municipalities and political subdivisions simultaneously with submission of an application. Any such rules and regulations, or any amendments or modifications thereto, shall be subject to the approval of the public service commission before they become effective. **The office shall develop a procedure to process any financial security or letter of credit that is required by the office. Such procedure shall be available to any municipality that decides to have the office process and maintain any required financial security or letter of credit in their permitting process.**

§ 2. This act shall take effect immediately; provided, however, that the amendments to section 138 of the public service law, made by section one of this act, shall not affect the repeal of such section and shall be deemed repealed therewith.

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

LBD05318-01-5