

# STATE OF NEW YORK

4430

2025-2026 Regular Sessions

## IN SENATE

February 4, 2025

Introduced by Sen. COMRIE -- 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 the contents of emergency response plans required to be submitted to the public service commission by electric corporations

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

1 Section 1. Paragraph (a) of subdivision 21 of section 66 of the public  
2 service law, as separately amended by chapters 395 and 743 of the laws  
3 of 2022, subparagraph (iii) as separately amended by chapter 38 of the  
4 laws of 2023, subparagraph (xi) as separately amended by chapter 743 of  
5 the laws of 2022 and chapter 38 of the laws of 2024, subparagraphs  
6 (xii), (xiii) and (xiv) as amended by chapter 38 of the laws of 2024, is  
7 amended to read as follows:

8 (a) Each electric corporation subject to section twenty-five-a of this  
9 chapter shall annually, on or before December fifteenth, submit to the  
10 commission an emergency response plan for review and approval. The emer-  
11 gency response plan shall be designed for the reasonably prompt restora-  
12 tion of service in the case of an emergency event, defined for purposes  
13 of this subdivision as an event where widespread outages have occurred  
14 in the service territory of the company due to storms, cyber attack, or  
15 other causes beyond the control of the company. To support reasonably  
16 prompt restoration of service in the case of an emergency event, emer-  
17 gency response plans should include details of staffing, equipment and a  
18 performance schedule with the goal of achieving restoration of service  
19 based upon a time-based restoration schedule established by the commis-  
20 sion. In establishing such time-based restoration schedule, the commis-  
21 sion should utilize benchmarks for the restoration of service which  
22 include, but are not limited to, the percentage of customers restored  
23 within each twenty-four-hour interval following the emergency event

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

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1 including, but not limited to, consideration of different kinds of storm  
2 events. The emergency response plan shall include, but need not be  
3 limited to, the following: (i) the identification of management staff  
4 responsible for company operations during an emergency; (ii) a communi-  
5 cations system with customers during an emergency that extends beyond  
6 normal business hours and business conditions; (iii) identification of  
7 and outreach plans to customers who had documented their need for essen-  
8 tial electricity for medical needs, which shall include but not be  
9 limited to, apnea monitors for infants, cuirass respirators, hemodialy-  
10 sis machines, IV feeding machines, IV medical infusion machines, oxygen  
11 concentrators, positive pressure respirators, respirator/ventilators,  
12 rocking bed respirators, suction machines, and tank type respirators;  
13 (iv) identification of and outreach plans to customers who had docu-  
14 mented their need for essential electricity to provide critical telecom-  
15 munications, critical transportation, critical fuel distribution  
16 services or other large-load customers identified by the commission; (v)  
17 designation of company staff to communicate with local officials and  
18 appropriate regulatory agencies; (vi) provisions regarding how the  
19 company will assure the safety of its employees and contractors; (vii)  
20 procedures for deploying company and mutual aid crews to work assignment  
21 areas; (viii) identification of additional supplies and equipment needed  
22 during an emergency; (ix) the means of obtaining additional supplies and  
23 equipment; (x) procedures to practice the emergency response plan; (xi)  
24 appropriate safety precautions regarding electrical hazards, including  
25 plans to promptly secure downed wires within thirty-six hours of notifi-  
26 cation of the location of such downed wires from a municipal emergency  
27 official; (xii) plans to prioritize the securing of downed wires over  
28 routine maintenance or other work unrelated to a response to an emergen-  
29 cy event after notification by an individual of the location of such  
30 downed wires and where such notification includes information indicating  
31 wire burning, arcing/sparking, or the restriction of ingress and egress  
32 from a building or vehicle, or other immediate hazards. Such plans  
33 shall, at minimum, include procedures to identify, locate, and assess  
34 the reported wire no later than seventy-two hours after the response to  
35 an emergency event ends; (xiii) plans setting forth how the communi-  
36 cation and coordination of efforts between the electric corporation,  
37 electric corporation employees, electric corporation company crews,  
38 mutual aid crews, other utilities, local governments and any other enti-  
39 ty performing services to assist such electric corporation shall occur;  
40 and (xiv) such other additional information as the commission may  
41 require. Each such corporation shall, on an annual basis, undertake  
42 drills implementing procedures to practice its emergency management  
43 plan. The commission may adopt additional requirements consistent with  
44 ensuring the reasonably prompt restoration of service in the case of an  
45 emergency event.

46 § 2. This act shall take effect immediately.