

PSC NO: 220 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION

LEAF: 37.3

REVISION: 23

INITIAL EFFECTIVE DATE: ~~NOVEMBER 29, 2019~~ JUNE 1, 2021

SUPERSEDING REVISION: 42

STAMPS: Issued in Compliance with Order in Case ~~16-M-0330~~ 20-M-0082 Issued ~~November 18, 2019~~ February 11, 2021.

#### GENERAL INFORMATION

##### 1. DEFINITIONS AND ABBREVIATIONS (Continued)

- 2.12 “Wireless Carrier” – providers of wireless data or telecommunications services, excluding their suppliers and product manufacturers, and excluding ILECs and Cable System Operators.
- 2.13 “Private Attacher” – Any private or public entity or agency that is not a Telecommunication Service Provider, Wireless Carrier, ILEC, or Cable System Operator.
- 2.14 “Communications Space” – that portion of the usable space on an Electric Distribution Pole in which communication wires and devices have traditionally been located and that can be accessed by a qualified communications worker, qualified in accordance with OSHA 1910.268.
- 2.15 “Electric Supply Space” – that space on an Electric Distribution Pole where Niagara Mohawk has installed or may install energized electric conductors and related electric equipment. This space is the “supply space”, as defined in the National Electric Safety Code (NESC). All work performed within the Electric Supply Space shall be performed by electrical workers qualified in accordance with OSHA 1910.269.
- 2.16 “Pole Top Antenna” – consists of an antenna and mounting hardware attached to the top of an Electric Distribution Pole.
- 2.17 “Integrated Energy Data Resource (IEDR)” – a program initiated ~~in~~ by Order issued and effective February 11, 2021 in Case 20-M-0082, Proceeding on Motion of the Commission Regarding Strategic Use of Energy Related Data, to create a platform that enables effective access and use of integrated energy customer data and energy system data to support transformation of the New York electricity system into one that is cleaner, more resilient, and more affordable.
- 2.18 “Long Island Power Authority (LIPA)” – The Long Island Power Authority, a municipal subdivision of the State of New York that owns the electric transmission and electric distribution system serving Long Island and a portion of New York City, or any successor organization thereto.

PSC NO: 220 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION  
INITIAL EFFECTIVE DATE: ~~JANUARY-JUNE~~ 1, 2021  
STAMPS: Issued in Compliance with Order in Case 20-M-0082 Issued February 11, 2021.

LEAF: 221  
REVISION: 109  
SUPERSEDING REVISION: 89

#### GENERAL INFORMATION

#### 41. SYSTEM BENEFITS CHARGE

41.1 The System Benefits Charge ("SBC") is a mechanism which permits the Company to recover from customers the costs associated with clean energy activities conducted by the New York State Energy Research and Development Authority ("NYSERDA") and the Phase 1 development costs of the IEDR Program that are not otherwise paid for by NYPA and/or LIPA.

41.2 Service bills rendered to customers taking service under P.S.C. Nos. 220 and 214 Electricity are subject to the ~~SBC System Benefits Charge~~ regardless of supplier, except:

- (i) load served by NYPA except as provided in Rule 31 and 41.2.1, or
- (ii) load served under the Empire Zone Rider as described in Rule 34.3.2.2 and Rule 34.3.3.2, or
- (iii) load served under the Recharge New York Program as provided in Rule 31 and 34.6, or
- (iv) as established by contract under the or SC-12 tariff as described in SC No. 12 – Sections 5.4.3 and 6.2.3.

41.2.1 Certain NYPA allocations are subject to the ~~SBC System Benefits Charge~~. Deliveries of High Load Factor Fitzpatrick Power not specifically enumerated on Schedule A to the Agreement Among Niagara Mohawk Power Corporation, the New York Power Authority, and the Department of Public Service Resolving and Settling Certain Disputes dated May 22, 1997 or otherwise authorized by that Settlement Agreement.

41.2.2 Customers who have load served by NYPA are exempt from the SBC on the NYPA portion of their load, except as provided in Rule 41.2.1. Customers will be assessed the SBC on any non-NYPA portion of their load and would thus qualify to participate in the energy efficiency programs mentioned in Rule 41.1.

41.2.3 Effective January 21, 2016, customers will no longer have the option to elect to pay SBC on any exempt load. Customers who previously elected to become subject to the SBC under this option shall be grandfathered under this opt-in provision and continue to pay the SBC.

#### 41.3    Clean Energy Fund (CEF) Surcharge Rate:

Beginning on March 1, 2016, the CEF surcharge rate will collect funds associated with NYSERDA administered clean energy activities, including RPS, EEPS, SBC IV, and CEF, as well as over- or under-collections associated with Company administered EEPS programs for the period prior to 2016. The surcharge rate will be calculated by dividing the necessary collections by the projected annual kWh sales. Necessary collections will include  Annual authorized collections for NYSERDA administered programs, plus or minus any under- or over-collections for prior years.

~~41.45~~ On an annual basis, the Statement of SBC will be filed on no less than 15 days' notice to become effective January 1st of each year.

~~41.56~~ The System Benefits Charge rates will be stated in cents per kWh.

PSC NO: 220 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION  
INITIAL EFFECTIVE DATE: ~~JANUARY~~JUNE 1, 2021  
STAMPS: Issued in Compliance with Order in Case 20-M-0082 Issued February 11, 2021.

LEAF: 221.1  
REVISION: 56  
SUPERSEDING REVISION: 3

GENERAL INFORMATION

41. SYSTEM BENEFITS CHARGE (Continued)

41.4 IEDR Surcharge Rate:

Beginning June 1, 2021, the IEDR surcharge rate will collect funds associated with Phase I development costs of the IEDR program that are not otherwise paid for by NYSERDA and/or LIPA, or any other costs associated with the IEDR program that the Commission authorizes for collection through the IEDR surcharge rate. Phase I development costs to be included in the IEDR surcharge rate shall be as specified in the Commission's February 11, 2021 Order in Case 20-M-0082. The IEDR surcharge rate will be calculated by dividing the necessary collections by the projected annual kWh sales. The necessary collections will be forecasted costs for the upcoming year, plus or minus any under- or over-collections for prior years, including interest at the Other Customer Capital Rate.

~~41.5~~ On an annual basis, the Statement of SBC will be filed on no less than 15 days' notice to become effective January 1st of each year.

~~41.6~~ The SBC System Benefits Charge rates will be stated in cents per kWh.

41.67 Energy Efficiency Program Costs (ETIP):

Commencing April 1, 2018, the Company's electric energy efficiency costs (ETIP) will be recovered in the Company's base rates.

41.67.1 Customers who have load served by NYPA (including RNY load) and SC12 customers in accordance with their individual contracts, are exempt from the ETIP on the NYPA portion of their load, except as provided in Rule 41.2.1 and except as provided in Rule 31.

41.67.2 Exempt customers in Rule 41.67.1 will receive a monthly credit on their bills for ETIP costs included in base rates based on their service class.

41.67.3 The ETIP Exemption will be a separate line item on exempt customer's bills and labeled as the SBC Exemption.

41.67.4 The following credits will be applied to exempt customers per kW of NYPA load:

	Per kW
SC-2D	(\$0.53)
SC-3 SEC	(\$0.70)
SC3 PRI	(\$0.78)
SC3 SUB/TRA	(\$0.67)
SC3A SEC/PRI	(\$0.85)
SC3A SUB	(\$0.89)

SC3A TRA (\$0.84)