

PSC No: 120 - Electricity
New York State Electric & Gas Corporation
Initial Effective Date: July 7, 2012

Leaf No. 27
Revision: 6
Superseding Revision: 5

GENERAL INFORMATION

11. Recharge New York ("RNY") Power Program

Chapter 60 (Part CC) of the Laws of 2011 created the Recharge New York ("RNY") Power Program and under the RNY Power Program, NYPA is authorized to, among other things, allocate and sell up to 910 megawatts ("MW") of RNY Power to customers as provided for in Public Authorities Law § 1005(13-a) and Economic Development Law § within the entire service territory.

RNY Power currently consists of:

- (i) 455 MW of certain firm hydroelectric power (i.e. capacity and energy) from the Niagara and Saint Lawrence hydroelectric projects; and
- (ii) 455 MW of power (i.e. capacity and energy) procured by NYPA through market sources , or supplied by the Company or an ESCO.

Such implementation is conditioned upon entry by the Company and NYPA into a "Recharge New York Agreement" and upon the physical availability of RNY Power. Eligibility of individual customers is also conditioned upon compliance with the Eligibility Criteria described below

ELIGIBILITY

Effective July 1, 2012:

- A. A customer otherwise qualifying under Service Classification Nos. 2, 3, 7 or 11 that has met the requirements of the Economic Development Power Allocation Board ("EDPAB"), together with all additional approvals pertaining to such recommendation, that pursuant to Chapter 60 (Part CC) of the Laws of the New York Laws of 2011, qualifies the customer to receive an allocation of RNY from NYPA, and remain in compliance with any applicable requirements therein; and
- B. If a customer receiving service under this Special Provision has a demonstrated need, such customer shall be eligible to receive any other economic incentive or flexible tariff rate, term or condition under Service Classification Nos. 10 and 11 of this tariff with respect to the portion of the customer's electric requirements for which an allocation of RNY is delivered. An existing customer taking service under an economic incentive or flexible rate contract must satisfy both the criteria for the economic incentive program or flexible rate contract and the RNY Power program.

NYPA shall give the Company not less than thirty (30) days written notice prior to the requested effective date of any of the following events: (a) initial communication of a RNY allocation; (b) a change in the amount of a RNY allocation previously reported to the Company; and (c) a termination of a RNY allocation. The change to the RNY Power Allocation billing will become effective with the next full billing period that is practicable after the notification of the change, except for customers receiving a Power for Jobs allocation whose RNY allocation becomes effective on July 1, 2012; these customers shall receive their RNY benefits starting on July 1, 2012. A change to a delivery point shall be handled as a termination of a RNY allocation to the current delivery point and an enrollment of a RNY Allocation to the new delivery point.

Service under this provision is available to customers approved by EDPAB, subject to the partial or complete withdrawal of such allocation by NYPA or the EDPAB, in the event the customer fails to maintain mutually agreed upon terms of their contracts. Service under this provision will be available to qualified customers for the duration that such an allocation, specifically designated for the purpose of the RNY Power Program, is made available through NYPA.

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