

PSC NO: 220 ELECTRICITY
NIAGARA MOHAWK POWER CORPORATION
INITIAL EFFECTIVE DATE: APRIL 27, 2009

LEAF: 459
REVISION: 0
SUPERSEDING REVISION:

SERVICE CLASSIFICATION NO. 12 (Continued)

4. PROGRAM ELIGIBILITY (Continued)

4.4 Retention: Relocation (Continued)

4.4.3 Demonstration of Public Sector Involvement (Continued)

- a. skills training grants,
- b. benefits associated with public financing, low-interest loans, and interest rate subsidies,
- c. productivity improvement grants,
- d. infrastructure grants,
- e. the foregone tax revenues associated with property tax abatements or a property tax freeze,
- f. feasibility study grants,
- g. reductions in charges for water and sewer services,
- h. labor union concessions, and
- i. the benefit of Retention related Power For Jobs allocations.

4.4.3.1 In order to be eligible for a standardized discount under this Section 4.4.3, the value of the package must represent the lesser of:

- (1) at least 50 percent of the customer's most recent 12 month electricity bills priced at the effective Standard Tariff Rates, or
- (2) two million dollars, or
- (3) \$2,500.00 in state assistance per job retained.

4.4.3.2 Any potential electric discounts must be in relation to, and appropriate, given the customer's variable cost structure and the other key factors in retaining the facility in the Company's Service Territory.

4.4.3.3 Once a Customer has met all of the requirements of Section 4.4, the Company will present an executable S.C. No. 12 Service Agreement to the qualified Customer within 5 business days of the date on which the comprehensive competitiveness plan, inclusive of the economic development incentives, has been quantified and committed by state and local incentive providers.

- 4.5 Growth: Business Attraction. This program is designed to respond to the competitive challenge of a prospective customer having the ability to locate new facilities in the service territories of other utilities, or to forego the construction of new facilities in the Company's service territory. Prospective customers meeting the following requirements shall be eligible for discounted rates for all of their loads.

Issued by Thomas B. King, President, Syracuse, NY