

PSC NO: 220 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION  
INITIAL EFFECTIVE DATE: JUNE 1, 2023

LEAF: 418  
REVISION: 14  
SUPERSEDING REVISION: 13

STAMPS: Issued in Compliance with Order in Case 19-E-0079 dated May 18, 2023.

SERVICE CLASSIFICATION NO. 7 (Continued)

4. Exemptions From SC-7 (Continued)

- (12) Effective June 1, 2015, a customer who installs and places in service a new CHP facility before May 31, 2021, greater than 1 MW and up to 15 MW, exclusive, may exercise a one-time option to be exempt from standby rates and pay standard delivery rates for a period of four years.
- i. The exemption, once obtained, would be applicable for a period of four years commencing from the in-service date of the CHP facility. After the four-year period, the customer will be subject to the then-applicable standby rates or to any such tariff which replaces standby rates, if applicable.
  - ii. Once exempt, the customer may exercise the option to exit the exemption one time prior to the end of the customer's one-time exemption period.
  - iii. Customers exercising this option will also be required to install, at their expense, revenue grade, interval meters that will measure generation output, and attach telemetry equipment sufficient to transmit operational information to the Company.
  - iii. Customers under this Section 7 are also subject to the requirements of Section 6, Sub Sections i-v.
- (13) Energy Storage technologies with inverter capability of up to 1 MW.

Customers qualifying for the EAT Exemption shall comply with all the following requirements:

- a) The OSG is placed in service after July 1, 2002, except that for CHP facilities, in accordance with Section 7 above, the OSG is placed in service between June 1, 2015 and May 31, 2021.
- b) The OSG is connected to the customer's electric system using an automated or manual transfer switch or the electrical equivalent of such a switch approved by the Company consistent with Electric System Bulletin 750 as it may be amended from time to time.
- c) The customer executes, and the Company accepts, a Form G as required under the special provisions of the applicable Service Classification for all generators on the premises. The customer shall state its intended use of the OSG facilities on the Form G in the blank spaces provided for special conditions.
- d) The EAT Exemption will not apply to sustainably managed biomass, biogas, and fuel cell units which utilize fossil fuel resources installed on or after June 1, 2023.

In the event the customer fails to comply with provisions (a) through (c) above, the Company shall have the following rights:

- (a) to bill the customer standby service rates for those amounts of total Electric Service which the Company reasonably estimated were received by the customer during times when Electric Service from the Company was available to the customer; and
- (b) to require the customer to install OSG meter(s) on all its generators on the premises within a mutually acceptable schedule and upon receipt of written notice from the Company.