

PSC No: 120 - Electricity  
New York State Electric & Gas Corporation  
Initial Effective Date: December 1, 2020  
Issued in Compliance with Order in Case No. 18-E-0130, dated September 17, 2020.

Leaf No. 117.57  
Revision: 0  
Superseding Revision:

## GENERAL INFORMATION

### 45. Term and Auto- Dynamic Load Management Programs (Cont'd)

#### F. Early Exit Fee

Aggregators and Direct Participants shall have the right to terminate their obligations under their Program Agreement prior to the first Capability Period, before a Company specified deadline, by paying a fee equal to ten percent of the product of the remaining length of the contractual obligation in years, the Aggregator or Direct Participant's applicable reservation rate and the kW of Portfolio Quantity. At its discretion, the Company can offer additional opportunities to exercise such early exit rights or require payment of the Early Exit Fee based on a failure to meet minimum performance standards. These will be specified in Program Agreements.

#### G. Cost Recovery

1. The Company shall collect the costs of these Programs from all customers pursuant to Rule 25.I.B.1, Transition Charge (Non-Bypassable Charge ["NBC"]). The collection amount shall be allocated to each service classification based upon the Company's most recent transmission plant allocator.
2. The costs shall be collected from non-demand billed customers on a per kWh basis and from demand billed customers on a per kW.
3. The costs shall be tracked separately and reconciled with revenues collected for the Programs on an annual basis, inclusive of interest at the effective New York State Public Service Commission's published customer deposit rate applicable to investor owned utilities.
4. A DLM Statement setting forth the cost values included in the Transition Charge (Non-Bypassable Charge ["NBC"]) by service classification shall be updated annually and filed on not less than one days' notice. Such statement can be found at the end of this Schedule (P.S.C. No. 120 – Electricity).

#### H. Participation in Non-Wires Alternative Solutions

1. A Direct Participant or Aggregator shall provide the contracted load relief for the duration of the contract term as specified in solicitation.
2. If the Direct Participant or Aggregator is able to provide additional load relief that is incremental to the contracted kW amount, the Direct Participant or Aggregator may provide such service to a Non-Wires Alternative Solution, if selected.

#### I. Metering

1. Participation under these Programs require that each participant's entire service be measured by interval metering with telecommunications capability used by the Company for monthly billing. If an Aggregator takes service under these Programs, all customers of the Aggregator must meet the metering and telecommunications requirements specified herein.
2. If, at the time of application for service under one of these Programs, the Company does not bill the participant monthly using interval metering, the Direct Participant shall arrange for the furnishing and installation of interval metering with telecommunications capability to be used for billing and arrange for telecommunications service, at the participant's expense.
3. The Company shall visit the premises at the request of the customer to investigate a disruption of normal communications between the phone line or wireless communication and the meter, or operation of external pulses from the meter to the customer's energy management equipment. The Company shall charge for its visit based upon the cost to the Company.