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PSC No: 88 - Gas
New York State Electric & Gas Corporation
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GENERAL INFORMATION

38. Community Choice Aggregation

A. Introduction

A municipality, as set forth below, may implement a Community Choice Aggregation ("CCA") program. CCA programs shall be permitted to aggregate electric and/or gas supply services to utility end-use customers located within its service territory.

1. Three types of municipalities under New York State law are eligible to form a CCA and submit an application:
 - a. Villages;
 - b. Towns; and
 - c. Cities
2. A CCA program shall be managed by a CCA Program Administrator ("Administrator").
 - a. The Administrator may be a municipality or an independent third party working with and on behalf of the affected municipalities in the CCA Program.
 - i. A Village Board shall be the entity establishing a CCA program within a Village;
 - ii. A Town Board shall be the entity establishing a CCA program within a Town; and
 - iii. A City Council shall be the entity establishing a CCA program within a City.
3. Prior to operating a CCA, the CCA Administrator must file and receive Commission approval of an Implementation Plan, Data Protection Plan, and certification of local authorization.

B. CCA Administrator Obligations

CCA programs shall be managed by an Administrator. The Administrator may be a municipality or an independent 3rd Party working with and on behalf of the affected municipalities in the CCA Program.

1. Arrangements with CCA Customers
The Administrator shall be solely responsible for having contractual or other arrangements with customers necessary to implement a CCA program consistent with all applicable laws, Commission requirements and this Rule.
 - a. The Company shall not be responsible for monitoring, reviewing or enforcing such contracts or arrangements.
2. Responsibility for Electric Purchases
CCAs have exclusive responsibility for obtaining and providing the electric power needs (including ancillary services) of their CCA customers and delivering such power to the necessary grid location required to serve electric power needs to those customers.
3. The Administrator shall be required to execute a Data Security Agreement with the Company before any data is provided to the Administrator.
4. Any ESCO selected by the Administrator must be qualified as an ESCO with the Commission and the Company before any supply service can be rendered to customers of a CCA.

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