PSC No: 120 - Electricity Leaf No. 27
New York State Electric & Gas Corporation Revision: 7
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Issued in compliance with order in Case 11-E-0176 dated March 18, 2013

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. A customer receiving an RNY allocation that has received or receives an economic delivery rate pursuant to the Empire Zone Rate or Economic Development Zone Incentive (EZR), the Excelsior Jobs Program (EJ), or the Incremental Load Rate (ILR) Incentive shall choose between the economic development incentive and RNY delivery discount for which they qualify. Only one delivery discount will be applied to a specific portion of the customer's load. The customer will make a one-time election and provide its election to the Company in writing. If the customer fails to provide the Company with its written one-time election, the customer will default to the EZR, EJ, or ILR delivery rates. Choosing the EZR, EJ, or ILR delivery rate will not alter the supply load factor sharing described below.

1. If a customer that is participating in the EZR, EJ, or ILR and has a baseload elects to receive the EZR, EJ, or ILR delivery rate, the customer will receive the RNY delivery discount on the baseload up to their designated RNY allocation.
2. If a customer that is participating in the EZR, EJ, or ILR and does not have a baseload elects to receive the EZR, EJ, or ILR delivery rate, the customer will receive the EZR, EJ, or ILR delivery rate on their entire load and will not receive the RNY delivery discount.
3. A customer that is participating in the EZR, EJ, or ILR and elects to receive the RNY Program delivery discounts will receive the RNY Program delivery discounts on their entire RNY allocation and will receive the EZR, EJ, or ILR delivery rate on any qualified load above the RNY allocation.

A customer that elects to receive the EZR, EJ, or ILR delivery rate shall automatically revert to receiving the RNY Program delivery discount if the EZR, EJ, or ILR delivery rate is, or becomes, the same as standard service classification rates. If the EZR, EJ or ILR delivery rate becomes lower than the standard service classification rates, the customer's election of the EZR, EJ or ILR delivery rate shall be reinstated.

If a customer participating in the EJ Program does not receive its annual certification from ESD in any year they are participating in the EJ Program, the customer will automatically revert to receiving the RNY Program delivery discount until such customer receives its certification from ESD for the the EJ Program.

C. If a customer receiving service under this Special Provision has a demonstrated financial need, such customer shall be eligible to combine the RNY delivery discount with any other economic development incentive or flexible tariff rate, term or condition under Service Classification Nos. 13 and 14 for the same portion of the customer's load. Simply qualifying for a RNY Program allocation and another economic development program is not sufficient showing of financial need for the purpose of combining delivery rate discounts on the same portion of a customer's load. A customer that qualified for a RNY Program allocation and received another economic development incentive prior to March 18, 2013, shall be grandfathered under this Rule.

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.