



December 10, 2018

Honorable Kathleen H. Burgess, Secretary  
State of New York  
Public Service Commission  
Office of the Secretary, 19th Floor  
Three Empire State Plaza  
Albany, New York 12223-1350

**RE: CUSTOMER CONSENT TO CONTACT**

Dear Secretary Burgess:

In accordance with Section 720-2 *et al.* of the Commission's Regulations, 16 NYCRR § 720-2 *et al.*, The Brooklyn Union Gas Company d/b/a National Grid NY ("Company") submits the following tariff leaf:

Third Revised Leaf No. 15

To Schedule for Gas Service, P.S.C. 12-GAS

Effective: 05/01/2019

The enclosed tariff leaf has been revised to include customer consent to contact language. As noted by the Federal Communications Commission, consumers who provide their wireless telephone number to a utility company when they sign up to receive utility service (or subsequently update their contact information with such number), have given prior express consent to be contacted by their utility company at that number with messages that are closely related to the utility service, unless the customer has revoked such consent.<sup>1</sup> The purpose of this proposed rule is to clarify and memorialize the customer's consent to receive autodialed and prerecorded/artificial calls and texts (collectively "communications") from the Company or its agents that are closely related to the utility service, and limiting such communications to those that warn about planned or unplanned service outages; provide updates about service outages or service restoration; ask for confirmation of service restoration or information about lack of service; provide notification of meter work, or other field work that affects your utility service; notifies customers they may be eligible for subsidized or lower-cost services due to certain qualifiers such as, e.g., age, low income or disability; and calls relating to handling, servicing, and billing for Customer's account. Calls may include contact from companies working on the Company's behalf to service Customer's account. The rule provides several channels the customer can use to revoke consent to such communications.

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<sup>1</sup> See, 2016 Blackboard Edison Declaratory Ruling, CG Docket No. 02-278, FCC 16-88, para. 29 (2016).

This proposed rule does not propose a change in any rate or charge for service. Because of the clarifying nature of this filing, waiver of the newspaper publication requirements of PSL §66-12 and 16NYCRR 720.8 is requested for this filing.

In accordance with Section 720-2.3 of the Commission's Regulations, a proposed notice of this filing suitable for use under the State Administrative Procedure Act is also enclosed.

Please contact me with any questions regarding this letter or the enclosure at (315) 428-6533.

Respectfully Submitted,

*/s/ Kellie I. Smith*

Kellie I. Smith  
Manager, NY Gas Pricing