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New York Municipal
Power Agency
Generic Tariff

Issued by:Robert Mullane, GM, NYMPA, 445 Electronics Pkwy, Ste. 207, Liverpool NY

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GENERAL INFORMATION

I. TERRITORY TO WHICH SCHEDULE APPLIES

This tariff is filed by the New York Municipal Power Agency (NYMPA), a joint action agency formed pursuant to New York State General Municipal Law § 119-o. It applies to the utilities which file individual tariffs concurring in this NYMPA tariff, to the extent indicated by those individual tariffs.

II. DEFINITIONS

A. Access Controller: A party known to the Utility to be in control of access to the metering equipment of a non-residential customer, and to have an active account of its own with the Utility.

B. Actual Reading: A meter reading obtained by a Utility employee from either the meter or a remote registration device attached thereto.

C. Applicant, Residential: Any person who requests electric service at a premises to be used as his or her residence or the residence of a third party on whose behalf the person is requesting service, as defined in 16 NYCRR §11.2(a)(2).

D. Applicant, Non-Residential: A person, corporation, or other entity, who has requested electric service as a non-residential customer, as defined in 16 NYCRR §13.1(b)(3).

E. Arrears: Charges for which payment has not been made more than 20 calendar days after payment was due.

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GENERAL INFORMATION

II. DEFINITIONS (CONT'D)

F. Backbill: That portion of any bill, other than a levelized bill, which represents charges not previously billed for a service that was actually delivered to the customer during a period before the current billing cycle. A bill based on an actual reading rendered after one or more bills based on estimated or customer readings (commonly called a catch-up bill) which exceeds by 50% or more the bill that would have been rendered under the Utility's standard estimation program is presumed to be a backbill.

G. Building, Residential: A structure enclosed with exterior walls or fire walls, erected and framed of component parts and designed for permanent residential occupancy.

H. Building, Multiple-Occupancy: A structure, including row houses, enclosed within exterior walls or fire walls, built, erected and framed of component parts, and designed to contain four or more individual dwelling units for permanent residential occupancy.

I. Business Day: Any Monday through Friday when the Company's Commercial Office is open.

J. Utility: The entity which, by individual tariff, concurs in this NYMPA tariff.

K. Utility Deficiency: Any action or inaction by the Utility or one of its authorized agents that does not substantially conform to the requirements of 16 NYCRR, the Utility's rules and regulations, tariffs, or written business procedures.

L. Cost: Shall include all labor, material and other charges applicable thereto plus a reasonable percentage for engineering, supervision, purchasing and other overhead.

GENERAL INFORMATION

II. DEFINITIONS (CONT'D)

M. Customer, Residential: Any person who, pursuant to an application for service made by such person or a third party on his or her behalf, is supplied directly with all or any part of the electric service at a premises used in whole or in part as his or her residence where:

1. the Utility's effective tariff specifies a residential rate for such service; provided, however, that no person who is supplied service to an entire multiple dwelling or for the common areas of a multiple dwelling as defined in the Multiple Dwelling Law or the Multiple Residence Law, shall be considered a residential customer solely because the Utility's effective tariff specifies a residential rate;
2. such service is primarily used for his or her residential purposes and the customer has so notified the Utility;
3. the Utility knows or reasonably should have known that any of such service is provided through a single meter to both units of a two-family dwelling, as defined in 16 NYCRR 11.8; or
4. such person was a residential customer, as defined in the preceding subparagraphs of the distribution utility within 60 days of making the request, was not terminated, disconnected or suspended for nonpayment, meter-tampering or theft of services, and has moved to a different dwelling within the Utility's service territory so long as such person remains a residential customer as defined in the preceding subparagraphs.

N. Customer, New: A customer who was not the last previous customer at the premises to be served, regardless of whether such customer was or is still a customer of the Utility at a different location.

O. Customer, Non-Residential: A person, corporation, or other entity, supplied by the Utility with electric service under the Utility's tariff and pursuant to an accepted application for service, and who is not a residential customer as defined in 16 NYCRR §11.

P. Customer, Short-Term or Temporary: A customer who requested service for a period of time up to two years.

Q. Customer, Demand: A customer that is billed for demand charges.

R. Customer, Seasonal: A customer who applies for and receives Utility service periodically each year, intermittently during the year or at other irregular intervals.

GENERAL INFORMATION

II. DEFINITIONS (CONT'D)

S. Deferred Payment Agreement (non-residential): A written agreement for the payment of outstanding charges over a specified period of time. It must be signed in duplicate by a Utility representative and the customer, and each must receive a copy, before it becomes enforceable by either party, as defined in 16 NYCRR §13.5.

T. Deferred Payment Agreement (residential): A written agreement for the payment of outstanding charges over a specific period of time, signed by both the Utility and the customer or applicant, as defined in 16 NYCRR §11.10.

U. Levelized Payment Plan: A billing plan designed to reduce fluctuations in a customer's bill payments due to varying, but predictable, patterns of consumption.

V. Line: A system of poles or ducts, wires or cables, transformers, fixtures and accessory equipment used for the distribution of electricity to the public, and may be located in a street, highway, alley or on private right-of-way.

W. Payment: Considered to be made on the date when it is received by the Utility or one of its authorized agents.

X. Payment, Late: Any payment made more than 20 calendar days after the payment was due. Payment is due whenever specified by the Utility on its bill, provided such date does not occur before personal service of the bill or three calendar days after mailing of the bill.

Y. Public Right-of-Way: The territorial limits of any street, avenue, road or way (other than a limited access thoroughfare) that is for any highway purpose under the jurisdiction of the State of New York or the legislative body of any county, city, town or village and is open to public use and that may be used for the placement of utility facilities.

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GENERAL INFORMATION

II. DEFINITIONS (CONT'D)

Z. Public Service Commission: The agency of the State of New York having regulatory jurisdiction over the Utility.

AA. Service Classification: A statement of given conditions and prices for electric service of a given character to a definite class of customers.

AB. Service Entrance: That part of the wiring from the point of attachment or termination of the service lateral to and including the main service switch on the Customer premises.

AC. Service Lateral: A system of wires or cables, fixtures, and sometimes poles, or the equivalent ducts, conduits and cables (when placed underground) used to conduct electricity from the line by which customer is to be served to the point of attachment on the customer's building, or customer's meter pole in the case of overhead construction, or to the meter box in customer's building in case of underground construction.

AD. Subdivision: A tract of land divided into lots for the construction of new buildings or the land on which new multiple-occupancy buildings are to be constructed, either of which has been approved or was required to be approved by appropriate governmental authority having jurisdiction over land use as defined by 16 NYCRR §98.1.

AE. Tampered Equipment: Any service related equipment or wiring, that has been subjected to unauthorized interference so as to reduce the accuracy or eliminate the measurement of the Utility's service, or an unauthorized connection occurring after the Utility has physically disconnected service.

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..TXT: PSC NO: 1 ELECTRICITY LEAF: 14
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GENERAL INFORMATION

II. DEFINITIONS (CONT'D)

AF. Underground Residential Distribution (URD): The total underground installation of a complete electric distribution system in any residential development of four or more dwelling or building units, or to any other residential complex for which the customer desires or is mandated by a local governmental entity as a condition of approval.

III. HOW SERVICE MAY BE OBTAINED

Any applicant whose premises may be served from suitable existing distribution lines of the Utility without line or service extensions can obtain electric service by applying to the office of the Utility or with any of its duly authorized representatives, and by complying with all other requirements of this Schedule.

A. Application for Service - Residential: These provisions are intended to reflect the requirements of 16 NYCRR §11.3.

1. A residential service application may be oral or written. An oral application for service shall be deemed complete when the applicant provides his or her name, address, telephone number and address of prior account (if any) or prior account number (if any).

2. A utility may establish non-discriminatory procedures to require an applicant to provide reasonable proof of the applicant's identity. Service may be denied to applicants who fail to provide reasonable proof of identity.

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GENERAL INFORMATION

III. HOW SERVICE MAY BE OBTAINED (CONT'D)

3. The Utility may require a new residential applicant to complete a written application, if:

   a. there are arrears at the premises to be served and service was terminated for non-payment or is subject to a final notice or termination; or

   b. there is evidence of meter tampering or theft of service; or

   c. the meter has advanced and there is no customer of record; or,

   d. the application is made by a third party on behalf of the person(s) who would receive service.

4. Whenever a written application for residential service is required, the Utility shall notify the applicant as soon as practicable after the request for service is made, and in no event, more than two business days after such request, and shall state the basis for requiring a written application. A written application may require the submission of information required in a oral application and reasonable proof of the applicant's identity and responsibility for service at the premises served. A written application containing the required information shall be deemed completed when received by the Utility.

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GENERAL INFORMATION

III. HOW SERVICE MAY BE OBTAINED (CONT'D)

5. Former Indebtedness Paid - Residential: If a former customer who is indebted to the Utility attempts by some agency, relationship or otherwise, to obtain service, the Utility shall not be obligated to provide service unless:

a. the applicant makes full payment for residential service provided to any such prior account in his or her name; or

b. the applicant agrees to make payments under a deferred payment plan of any amounts due for residential service provided to any prior account in his or her name; or

c. the applicant has pending a billing dispute with respect to any amounts due for residential service provided to any prior account in his or her name and has paid any amounts required to be paid; or

d. the applicant is a recipient of, or an applicant for, public assistance, supplemental security income benefits or additional state payments pursuant to the Social Services Law and the Utility receives from an official of the county Social Services Department, or is notified by such an official, that it is entitled to receive, payment for services due to a prior account in the applicant's name together with a guarantee of future payments to the extent authorized by the Social Services Law; or

e. the Public Service Commission, or its authorized designee, directs the provision of service.

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III. HOW SERVICE MAY BE OBTAINED (CONT'D)

6. The Utility shall not be obligated to provide seasonal or short-term service to an applicant who fails to post a lawfully required deposit.

7. The Utility shall be obligated to provide service to any residential applicant who meets the requirements of these residential application procedures within five days of receipt of a completed oral or written application for service or at such later time as specified by the residential applicant except as provided by 16 NYCRR §11.3.

8. The Utility will not deny an application for service except in a written notice either delivered personally to the applicant or sent to the applicant's current business address or any alternative mailing address provided in the application. The written notice of denial shall: (a) state the reason(s) for denial; (b) specify what must be done to qualify for service; and (c) advise the applicant of the right to an investigation and review of the denial by the Commission.

B. Application for Service - Non-Residential:

1. These provisions are intended to reflect the requirements of 16 NYCRR §13.2.

2. An application for non-residential service may be made by any non-residential applicant at any office of the Utility. The Utility may require that such application be in writing.

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GENERAL INFORMATION

III. HOW SERVICE MAY BE OBTAINED (CONT'D)

3. Former Indebtedness Paid - Non-Residential: The Utility will require a non-residential applicant to make full payment for all amounts due and payable which are neither the subject of a pending billing dispute nor an existing deferred payment arrangement that is in good standing, including:

   a. service provided and billed in accordance with 16 NYCRR §13.11 to prior account(s) in the applicant's name or for which the applicant is legally responsible;

   b. other tariff fees, charges or penalties;

   c. reasonable chargeable material and installation costs relating to temporary or permanent extensions or services as required by Rule (V) and authorized under 16 NYCRR Part 98, provided these costs are itemized and given to the applicant in writing;

   d. special services billable under the Utility's tariff provided these costs are itemized and given to the applicant in writing; and

   e. security deposit if requested by the Utility in accordance with 16 NYCRR §13.7.

4. The Utility may require the submission of appropriate types of documents to substantiate the information provided in the application.

5. The application shall contain a section for determining the non-residential applicant's service classification as provided for in 16 NYCRR §13.2(b)(2).

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GENERAL INFORMATION

III. HOW SERVICE MAY BE OBTAINED (CONT'D)

6. The application shall contain a notice that the non-residential applicant may request an inspection of the meter to ensure its accuracy; provided, however, that such notice is not required if the Utility has a written policy of not backbilling previously unbilled service which resulted from the faulty operation of the meter.

7. The Utility shall be obligated to either provide or deny service to any non-residential applicant as soon as reasonably possible, but no later than 10 calendar days after receipt of a completed application, or such later time as specified by the non-residential applicant, except as provided by 16 NYCRR §13.2.

8. The Utility shall advise any non-residential applicant, who submits an incomplete application, in writing and within three business days after receipt of the application, of the information and/or documents that must be submitted in order for the application to be considered complete. Such notice shall not itself be considered a denial of the application.

9. Any denial of an application shall be in writing and shall either be delivered personally to the non-residential applicant or sent to the non-residential applicant's current business address or any alternate mailing address. The written notice of denial shall: (a) state the reason(s) for denial; (b) specify what must be done to qualify for service; and (c) advise the non-residential applicant of its right to an investigation and review of the denial by the Commission.

C. General Application Procedure:

An application or agreement for service shall not be modified or affected by any promise or representation, oral or written, by any unauthorized agent or employee of the Utility. Applications for service shall not be transferable or assignable.

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GENERAL INFORMATION

III. HOW SERVICE MAY BE OBTAINED (CONT'D)

D. Minimum Insulation Standards for Residential Construction of Buildings:

Electric service will not be provided to a new dwelling, or to an existing dwelling for the purpose of converting to electric space heating, unless the dwelling is in compliance with 16 NYCRR Part 233 - Minimum Insulation Standards for the Provision of Gas & Electric Utility Service. Copies of the minimum standards are available at the Utility office.

IV. CONSUMER DEPOSITS

A. Residential:

1. These provisions are intended to reflect the requirements of 16 NYCRR §11.12.

2. The Utility may require a consumer deposit from seasonal or short-term residential customers.

3. The Utility may also require a deposit from a residential customer as a condition of receiving utility service if such customers are delinquent in payment of his or her utility bills. A current customer is delinquent for the purpose of a deposit if such customer:

a. accumulates two consecutive months of arrears without making reasonable payment, defined as one-half of the total arrears, of such charges before the time that a late payment charge would become applicable, or fails to make a reasonable payment on a bi-monthly bill within fifty days after the bill is due provided that the Utility requests such deposit within two months of such failure to pay; or

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IV. CONSUMER DEPOSITS (CONT'D)

b. had utility service terminated for nonpayment during the preceding six months.

4. A utility may require deposits as a condition of receiving utility service from new residential customers who fail to provide reasonable proof of identity pursuant to Rule (III)(A)(2) provided a hearing has been held pursuant to Public Service Law Section 36 (2) and required findings have been made by the Commission

5. Customers included in Rule (IV)(A)(3)(a) above shall be provided a written notice, a least 20 days before a deposit is assessed, that the failure to make a timely payment will permit the Utility to require a deposit from such customer.
6. If a deposit is required from a current residential customer who is delinquent by virtue of his or her failure to make a reasonable payment of arrears, as provided in Rule (IV)(A)(3)(a), the Utility shall permit such customer to pay the deposit in installments over a period not to exceed 12 months.

7. Deposits from new or current residential customers may not exceed two times the estimated average monthly bill for a calendar year except in the case of electric heating customers, where deposit may not exceed two times the estimated average monthly bill for the heating season, to secure payment for services actually rendered, or for the rental of fixtures, instruments and facilities actually supplied.

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GENERAL INFORMATION

IV. CONSUMER DEPOSITS (CONT'D)

8. The Utility shall not require any person it knows to be a recipient of public assistance, supplemental security income, or additional state payments to post a security deposit, nor shall it require or hold a deposit from any new or current residential customer it knows is 62 years of age or older, unless such customer has had service terminated by the Utility for nonpayment of bills within the preceding six months.

9. The Utility shall extend service to any new applicant for service who has initiated a complaint on a deposit requested by the Utility and shall continue to supply during the resolution of the complaint, provided that such applicant keeps current on bills for service rendered and pays a reasonable amount as a deposit if the complaint challenges only the amount requested.

10. Deposit Calculation: In any case where a customer deposit is authorized by this section, the Utility may require a new or current residential customer to deposit a reasonable amount of money not greater than twice the average monthly bill for a calendar year, except in the case of electric or gas space heating customers, where deposits may not exceed twice the estimated average monthly bill for the heating season, in order to secure payment for services actually rendered or for the rental of fixtures, instruments and facilities actually supplied.

11. Interest:

    a. The utility shall allow every customer from whom a deposit is required, interest on the amount deposited at a rate prescribed annually by the commission in light of the current economic conditions and current charges paid for moneys borrowed by such utility, taking into account the expenses incurred by such utility in obtaining, handling, returning or crediting the sum deposited.

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IV. CONSUMER DEPOSITS (CONT'D)

b. Such interest shall be paid to the customer upon the return of the deposit, or where the deposit has been held for a period of one year, the interest shall be credited to the customer on the first billing for utility services rendered after the end of such period.

12. Deposit return:

If any customer is not delinquent in the payment of bills, as defined in Rule (IV)(A)(3), during the one-year period from the payment of the deposit, the deposit shall be returned promptly without prejudice to the utility's right to require a future deposit in the event that the customer thereafter becomes delinquent.

B. Non-Residential

1. Deposit Requirements:

a. These provisions are intended to reflect the requirements of 16 NYCRR §13.7.

b. The Utility may only require the payment of a security deposit from:

(1) a new customer; or

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IV. CONSUMER DEPOSITS (CONT'D)

(2) an existing customer: (a) who is delinquent; (b) whose financial condition is such that it is likely that the customer may default in the future provided, however, that the Utility must have reliable evidence of such condition; (c) who has filed for reorganization or bankruptcy; or (d) who has been rendered a backbill within the last twelve months for previously unbilled charges for service that came through tampered equipment.

c. The Utility shall offer an existing customer, from whom a deposit is required under subparagraph (B)(1)(b)(1) or (2) of this Rule, the opportunity to pay the deposit in three installments, 50 percent down and two monthly payments of the balance.

d. A request for a deposit or deposit increase shall be in writing and shall advise the customer:

(1) why the deposit is being requested;

(2) how the amount of the deposit was calculated;

(3) that the deposit is subject to later upward or downward revision based on the customer's subsequent billing history;

(4) that the customer may request that the Utility review the account in order to assure that the deposit is not excessive;

(5) the circumstances under which the deposit will be refunded;

(6) that the customer will receive annual notice of the interest credited to the account;

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IV. CONSUMER DEPOSITS (CONT'D)

(7) about the available deposit alternatives; and

(8) that for an existing customer from whom the deposit is being requested because of delinquency or financial condition, the deposit may be paid in three installments.

e. The Utility shall issue to every customer from whom a deposit is obtained, a receipt showing the date, the account number, the amount received, the form of the payment, and shall contain a notice explaining the manner in which interest will accrue and be paid and that the receipt is neither negotiable nor transferable.

2. Deposit Calculation:

a. The amount of a deposit shall not exceed the cost of twice the customer's average monthly usage, except in the case of customers whose usage varies widely, such as space heating or cooling customers, or certain manufacturing and industrial processors, where the deposit shall not exceed the cost of twice the average monthly usage for the peak season.

b. In the case of an existing customer who has 12 months or more billing history, the amount of deposit shall be based on service used during the previous 12 month period as evidenced by the billing history.

c. In the case of a new customer or a customer with less than 12 months of billing history, the amount of the deposit shall be based on one or more of the following, as available:

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(1) the billing history of the customer;

(2) information provided in the application by the customer about the expected load and use of service;

(3) information contained in a load study of the premises prepared by the Utility; and

(4) the billing history of the previous customer, provided there have been no significant changes in the load.

3. Deposit Review:

The Utility shall, at the first anniversary of the receipt of the deposit and at least bi-annually thereafter, review the billing history of every customer who has a deposit with the Utility, to assure that the amount of the deposit conforms to the limitations contained in Rule (IV)(B)(2) above. This requirement does not limit the right of the Utility to review a deposit at any time.

a. If a deposit review shows that the deposit held falls short of the amount that the Utility may lawfully require by 25 percent or more, the Utility may require the payment of a corresponding additional deposit amount from the customer.

b. If a deposit review shows that the deposit held exceeds the amount that the Utility may lawfully require by 25 percent or more, the Utility shall refund the excess deposit to the customer in accordance with Rule (IV)(B)(6).

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IV. CONSUMER DEPOSITS (CONT'D)

c. Upon request of a customer for a downward revision of the deposit, which request is substantiated both by the customer's billing history and by a permanent documented change in load and consumption, the Utility shall refund any portion of the deposit in excess of the amount the Utility may lawfully require in accordance with Rule (IV)(B)(6).

4. Deposit Alternatives:

a. The Utility shall accept deposit alternatives which provide a level of security equivalent to cash, such as irrevocable bank letters or credit and surety bonds.

b. The Utility may, at its discretion, accept from the customer in lieu of a deposit, a written promise to pay bills on receipt and a written waiver of the customer's right not to be sent a final termination notice until 20 calendar days after payment is due.

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IV. CONSUMER DEPOSITS (CONT'D)

5. Interest:

a. The Utility shall allow to each depositor simple interest at a rate per annum prescribed by the Commission on the amount deposited.

b. Interest shall be paid upon the return of the deposit, or where the deposit has been held for a period of one year or more, the interest shall be credited to the customer no later than the first billing for utility service rendered after the end of such period.

c. Interest shall be calculated on the deposit until the day it is applied as a credit to an account or the day on which a refund check is issued. If the deposit is credited in part and refunded in part, interest shall be calculated for each portion up to the day of credit and refund.

6. Deposit Return:

a. The Utility shall return a deposit or a portion thereof plus the applicable interest, in accordance with subsection (5) of this subdivision, as soon as reasonably possible, but no more than 30 calendar days after:

(1) the day the account is closed;

(2) the issuance date of the first cycle bill rendered after a three year period during which all bills were timely paid, provided there is no other basis for the Utility to request a deposit under subparagraph (1)(b)(2) of this section; or

(3) a review pursuant to subdivision (3) of this section shows that a deposit reduction is warranted.

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IV. CONSUMER DEPOSITS (CONT'D)

b. A deposit or portion thereof plus the applicable interest that is subject to return under paragraph (a) and (b) of this subdivision:

(1) shall be credited to the account it secured in the amount of any outstanding charges;

(2) may be credited to the account it secured in the amount of the next projected cycle bill, if applicable; and

(3) may be credited to any other account of the customer not secured by a deposit, in the amount of the arrears on that account.

c. If a balance remains after the Utility has credited the customer's account(s) in accordance with paragraph (b) of this subdivision, a refund check shall be issued to the customer.

V. EXTENSION OF LINES AND FACILITIES

A. When an application is made for service which requires extension of distribution facilities or of service line, the Utility will comply will all the regulations contained in 16 NYCRR Parts 98, 99 and 100.

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V. EXTENSION OF LINES AND FACILITIES (CONT'D)

B. Maintenance

1. Distribution line:

The Utility shall maintain distribution facilities if the Utility installed them, or if the applicant installed them pursuant to the tariff. The Utility shall maintain distribution line installed by an applicant in the past if the Utility allowed the applicant to make the installation, and provided the customer grants necessary easements.

2. Service line:

The Utility shall maintain service lines only if the Utility both installed and was responsible for bearing the cost of installing the service line.

C. Rights-of-Way

In any situation where the Utility is responsible under the tariff for installing facilities, and any right of way are necessary, the applicant must either deliver to the Utility any such right of way agreements, or must pay the Utility the cost of acquiring such agreements.

D. Underground

1. Where the Utility is required, by the Commission or other governmental authority, to provide underground electric service to residential customer, the Utility will bear the cost of up to a total of 100 feet (measured from the connection point of the bottom of the riser pole for overhead to underground service) of underground distribution (including supply) and/or service line per dwelling unit. The applicant will pay the actual cost for all additional electric facilities required to provide service

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V. EXTENSION OF LINES AND FACILITIES (CONT'D)

until there is sufficient historic data to provide a reasonable average cost, as required by the regulations. The Utility is required by the Public Service Commission to install facilities underground to serve a new residential subdivision or multiple occupancy building under the circumstances specified in 16 NYCRR §100.1(b).

2. When a residential applicant requests underground service line, where it is not required by the Commission or other governmental authority, or when a nonresidential applicant requests underground service, the cost which the Utility shall bear is the material and installation costs for up to 500 feet of overhead distribution line (and, in the case of a residential applicant, up to 100 feet of overhead service line) measured as indicated in the preceding paragraph.

3. When the Utility chooses to provide underground service, where it is not required by the Commission or other governmental authority, it will absorb all the costs that exceed the amount the applicant would have paid for overhead service.

4. If under the Utility's tariff the applicant is required to install his own underground service line, the Utility will give a residential applicant a credit or refund for the amount of the service line (if any) which the Utility is required to provide at no cost.

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V. EXTENSION OF LINES AND FACILITIES (CONT'D)

5. In residential subdivisions, the Utility will allow the applicant to trench the distribution and service extensions, and will credit the applicant for this contribution or reduce the applicant's share of the line extension costs accordingly.

E. Overhead

Where permitted to extend a distribution and/or service line overhead, the Utility will bear the material and installation costs of up to 500 feet of overhead distribution line in the case of single-phase or 300 feet in the case of three-phase service (measured in the same manner as stated earlier for the underground allowance), and, in the case of an applicant for residential service, of up to 100 feet of service line.

F. Payment

Applicants shall make lump sum payments for all line extension charges, except an applicant for service to a residential building in which the applicant personally will reside, whose line extension charges (including any right of way costs due to the Utility) exceed $1000 shall have the option of paying, with interest, a surcharge for up to 10 years to be calculated as indicated in Case 92-M-0607, Opinion No. 93-20.

G. Reporting

The Utility shall report every year, by letter, to the Commission the actual average costs per foot experienced the previous year for all underground distribution, and all service line extensions in residential subdivisions and multiple occupancy buildings.

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V. EXTENSION OF LINE AND FACILITIES (CONT'D)

The timing of the annual filing and specific data required is contained in §98.6 of the current regulations. If the Utility does not install any distribution and or service line extensions in subdivisions or multiple occupancy buildings then it should report that to the Commission each year.

H. Temporary Service Conditions

Where temporary service is desired, the actual cost of installing and removing the temporary service facilities will be paid by the customer. All power consumption will be paid for according to the applicable service classification.

I. Special Conditions

In unusual circumstances, when the application of this Rule appears impractical or unjust to either party, or discriminatory to other customers, the Utility need not commence construction until such special conditions are mutually agreed upon by the Utility and the applicant pursuant to the procedures set forth in 16 NYCRR §100.5.

VI. SPECIAL SERVICE ON CUSTOMER'S PREMISES

A. Service Interruptions during regular working hours of the Utility, Monday through Friday:

Complaints regarding service interruption or quality of service will be investigated by the Utility without change to the customer. If the cause of the interruption or faulty service is determined to originate on the customer's premises or in the customer's wiring or equipment, the Utility may refer the customer to local electricians or other tradesman.

Issued by:Robert Mullane, GM, NYMPA, 445 Electronics Pkwy, Ste.207, Liverpool NY

GENERAL INFORMATION

VI. SPECIAL SERVICE ON CUSTOMER'S PREMISES (CONT'D)

B. Service Interruptions after regular working hours of the Utility:

Complaints regarding service interruption or quality of service will be investigated by the Utility without charge to the Customer provided the cause of the interruption or faulty service is determined to originate on the Utility's system. If the cause of the interruption or faulty service is determined to originate on the customer's premises or in the customer's wiring or equipment, the Utility may bill the customer the cost of answering the call.

The cost will include current costs for overtime labor, material, and a charge to cover direct and indirect overhead costs. No work will be performed by the Utility on any customer's wiring or equipment.

C. Relocation of equipment or facilities:

Whenever, at the customer's request, the Utility is to relocate equipment or facilities to suit the convenience of the customer, the customer shall reimburse the Utility the entire cost incurred by the Utility.

D. Tenant Energy Bill Data:

Upon written request from a prospective tenant or lessee, the Utility will provide, at no cost, the total electricity charges incurred at the prospective residential rental premises for the life of the premises, or the preceding two-year period, whichever is shorter. Prior to the commencement of the tenancy or execution of a lease, the Utility will provide such information to the landlord or lessor and to the prospective tenant,or other authorized person, within ten days of receipt of the written request.

VII. METERING

A. Multiple Service:

1. The provisions in this subsection are intended to reflect the requirements of 16 NYCRR Part 139.

GENERAL INFORMATION

VII. METERING (CONT'D)

2. Rates and charges stated in this schedule are the basis of service through a single meter. Where more than one meter is installed, each meter will be considered separately and a separate bill rendered therefore, except when the Utility, because of conditions on its lines, prefers to serve the customer through more than one meter. Customers desiring the advantage of having his or her total consumption billed as a unit, should bring their wiring to a single point so that the Utility can measure the consumption through a single meter.

B. Submetering:

1. Submetering shall be governed by Part 96 of the Commission’s Regulations.

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GENERAL INFORMATION

VII. METERING (CONT'D)

C. Rent Inclusion

Residential dwelling units shall be separately metered. Electric service will not be provided to rent inclusive buildings where the internal wiring has not been installed prior to January 1, 1977.

D. Mixed Occupancy Classification

In buildings, apartments or flats primarily intended for residential purposes where not more than two rooms, or not more than 50% of the area of the building occupied exclusively by the resident are used for professional or commercial purposes, the residential service classification will apply to both uses. Otherwise, the appropriate commercial rate will apply to such professional or commercial use, including residence use if not separately metered.

VIII. METER READING, BILLING AND COLLECTIONS:

A. Meters, Meter Reading and Billing Period:

1. The quantity of electricity consumed will be ascertained by a meter provided by the Utility. The Utility will endeavor to read meters at monthly intervals and to render a bill on a monthly basis. Rates and charges stated in the Schedule are on a basis of service through a single meter. The Utility may, when in its judgment the conditions warrant, or to improve service, install two or more meters to render service and consolidate the consumption registered by such meters for billing purposes.

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VIII. METER READING, BILLING AND COLLECTIONS (CONT'D)

2. In accordance with 16 NYCRR §11.30 through §11.39, and Public Service Law §52, when a tenant's service meter also registers utility service outside the tenant's dwelling, the tenant is not required to pay the charges for that service. The Utility will establish an account in the owner's name for all service registered on the shared meter after that date and will rebill for past service in accordance with 16 NYCRR §11.34. A customer may request a copy of the entire rules governing shared meters from the Utility.

3. As required by Public Service Law §38, the Utility shall offer any residential customer, 62 years of age or older, a plan for payment on a quarterly basis of charges for service rendered, provided that such customer's average annual billing is not more than $150.

B. Meter Reading and Estimated Bills:

1. Meter Reading - Residential Customers:

Meter reading for residential customers shall be governed by 16 NYCRR §11.13.

2. Meter Reading - Non-Residential Customers:

a. The provisions in this section are intended to reflect the requirements of 16 NYCRR §13.8.

b. The Utility shall make a reading attempt, to obtain an actual reading for every customer's account on a regularly scheduled basis stated in 16 NYCRR §13.8.

c. A reading attempt requires that a meter reader visit the premises between 8:00 a.m. and 5:00 p.m. on a business day, and follow any routine access instructions.

GENERAL INFORMATION

VIII. METER READING, BILLING AND COLLECTIONS (CONT'D)

d. Where circumstances beyond the Utility's control prevent the Utility from making a regularly scheduled reading attempt and where the two previous consecutive cycle bills were not based on an actual reading, the Utility shall make a second similar follow-up reading attempt as soon as possible and within seven calendar days after the scheduled reading date.

e. Where the Utility has billed a customer's account based on the readings of a remote registration device for six consecutive months, the Utility shall at the time of every subsequent reading attempt and, until successful, try to gain access to and read the meter.

f. Where the Utility has billed a customer's account based on readings provided by the customer for six consecutive months, and did not obtain an actual reading at the time of the next regularly scheduled or follow-up reading attempt thereafter, the Utility shall, within seven calendar days after the last attempt, either make another reading attempt or an appointment with the customer to read the meter.

g. Unless a customer does not have access to the meter or the customer will be unable to obtain a reliable meter reading, the Utility shall, at the time of any unsuccessful reading attempt, leave at the premises or mail to the customer, a meter reading card.

3. Estimated Bills - Residential Customers:

a. The provisions in this subsection are intended to reflect the provisions of 16 NYCRR §11.13.

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VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

b. Should any meter or measuring device used under an agreement for service for any reason fail to register, for any period of time, the full usage of service by a customer, or if the actual usage of service cannot be obtained because of inability of the Utility to read a meter or measuring device, the usage of service by such customer may be estimated by the Utility on the basis of available data and the customer billed accordingly.

c. Estimated bills may be routinely sent to the customer for a period of four months or two billing periods, whichever is greater.

d. If no actual reading is obtained after the aforementioned period, the Utility shall take reasonable actions to obtain an actual meter reading. Such actions may include, but are not limited to:

(1) making an appointment with the customer and/or such person who controls access to the meter, for the reading, at a time which may not be during regular Utility business hours; or

(2) offering the customer and/or such person who controls access to the meter, the opportunity to phone in meter readings; or

(3) providing to the customer and/or such person who controls access to the meter, cards on which they may record the reading and mail it to the Utility.

GENERAL INFORMATION

VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

4. No Access Procedure - Residential Customers:

a. The provisions in this section are intended to reflect the requirements of 16 NYCRR §11.13.

b. If no actual reading is obtained after bills representing six months or three billing periods of estimated bills, whichever is greater, have been rendered, the Utility shall send a notice to the customer or to the person who controls access to the meter, offering a special appointment for a meter reading both during and outside of business hours.

c. Where the customer resides in a multiple dwelling (as defined in the Multiple Dwelling Law or Multiple Residence Law), or in a two-family dwelling that is known by the Utility to contain residential units where service is provided through a single meter or meters, and the meter is not in the apartment, the notice shall be sent to the customer and such other person who controls access to the meter.

d. If the Utility's records do not contain the address of the person who controls access to the meter, the Utility shall request that the customer furnish such information if available.

e. If the Utility receives no response after bills representing eight months or four billing periods of estimated bills, whichever is greater, the Utility may send a notice advising the customer and/or such other person who controls access to the meter that if no appointment is made then a charge not to exceed twenty-five ($25) dollars will be added to the next bill rendered to the person who controls and refuses to provide access to the meter.

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VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

f. If the person who controls access fails to arrange an appointment in response to a second request and the Utility is unable to obtain an actual meter reading, the Utility may add a charge not to exceed twenty-five ($25) dollars to the next bill of the recipient of the notice. If the Utility intends to obtain a court order to gain access to the meter, it shall inform the recipient of the notice by certified letter.

g. The letter shall inform the recipient that the purpose of obtaining such a court order is to replace a meter, or, if physically feasible, to relocate the meter or install a remote reading device. The letter shall state that the court costs will be paid by the person who controls access to the meter.

h. For seasonal and/or short term customers, an actual meter reading shall be taken upon termination of service.

i. Where the Utility has submitted an estimated bill or bills to a residential customer that understate the actual amount of money owed by such customer for the period when estimated bills were rendered by more than 50 percent or one hundred ($100) dollars, whichever is greater, the Utility shall notify the customer in writing that they have the right to pay the difference between the estimated charges and the actual charges in regular monthly installments over a reasonable period that shall not be less than three months.

5. Estimated Bills - Non-residential Customers:

a. These provisions are intended to reflect the requirements of 16 NYCRR §13.8.

b. Should any meter or measuring device used under an agreement for service for any reason fail to register, for any period of time, the full usage of service by a customer, or if the actual usage of service cannot

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VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

be obtained because of inability of the Utility to read a meter or measuring device, the usage of service by such customer may be estimated by the Utility on the basis of available data and the customer billed accordingly.

c. The Utility may render an estimated bill for a regular cycle billing period only when:

(1) the Utility has failed to obtain access to the meter(s);

(2) circumstances beyond the control of the Utility made obtaining an actual reading of the meter(s) extremely difficult, despite having access to the meter area; provided, however, that estimated bills for this reason may be rendered no more than twice consecutively without the Utility advising the customer in writing of the specific circumstances and the customer's obligation to have the circumstances corrected;

(3) the Utility has good cause for believing that an actual or customer reading obtained is likely to be erroneous; provided, however, that estimated bills for this reason may be rendered no more than twice consecutively without the Utility initiating corrective action before the rendering of the next cycle bill;

(4) circumstances beyond the control of the Utility prevented the meter reader from making a premises visit;

(5) an actual meter reading was lost or destroyed; provided, however, that an estimated bill for this reason shall be rendered no more than once without the Utility initiating corrective action before the rendering of the next cycle bill;

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VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

(6) an estimated reading has been prescribed or authorized by the Commission for a particular billing cycle;

(7) an estimated reading is the approved billing method in accordance with the Utility's tariff for the billing; or

(8) an unmetered condition was in existence during the period.

Every estimated bill shall be calculated in accordance with an established formula or methodology which shall take into account the best available relevant factors for determining the customer's usage, and, if applicable, demand usage.

6. No Access Procedure - Non-residential Customers:

a. These provisions are intended to reflect the requirements of 16 NYCRR §13.8 (c).

b. The Utility shall begin providing no access notices commencing with

(1) the second consecutive bill estimated pursuant to either subparagraph (5)(c)(1) or (2) of this section in the case of accounts billed for demand;

(2) the fourth consecutive bill estimated pursuant to subparagraph (5)(c)(1) or (2) in the case of accounts not billed for demand; or

(3) the tenth consecutive bill estimated pursuant to subparagraph (5)(c)(1) or (2) based on a remote registration device or a customer reading.

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VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

c. The no access notices and charges described in this subdivision shall be directed only to the access controller. In any case where the access controller is not the customer of the subject account, a copy of these no access notices shall also be sent to the customer at the same time.

d. The series of no access notices shall be as follows:

(1) The first notice shall advise the access controller that unless access to the customer's meter is provided on the next meter reading date or a special appointment to read the meter is made and kept by the access controller prior to that date, a no access charge will be added to the access controller's next bill and to every bill thereafter until access to the customer's meter is provided, but that no charge will be imposed if an appointment is arranged and kept. The notice shall advise the access controller that the Utility will arrange a special appointment for a reading of the customer's meter if the access controller calls a specified telephone number. Where the access controller is not the customer of the subject account, the notice shall begin by stating that the Utility records indicate that the recipient is the party who controls access to the meter of the customer, specifically identified as to address, part supplied, and account number, and that the Utility has not been provided access to the customer's meter as required.

..DID: 5978
..TXT: PSC NO: 1 ELECTRICITY LEAF: 45
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98
GENERAL INFORMATION

VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

(2) The second notice shall advise the access controller of the no access charge that has been added to the access controller's bill and that unless access to the customer's meter is provided on the next meter reading date or a special appointment to read the meter is made and kept by the access controller prior to that date, another charge will be added to the access controller's next bill. The notice shall further explain that if the access controller's service can be physically terminated without obtaining access, steps to terminate service will follow, and that in the event that the access controller's service cannot be physically terminated, steps to obtain a court order to gain access to the customer's meter will follow. The notice shall advise the access controller that the Utility will arrange a special appointment for a reading of the customer's meter if the access controller calls a specified number.

(3) The third and each successive notice shall advise the access controller of the no access charge that has been added to the access controller's bill and, if the access controller's service can be terminated without obtaining access, shall be accompanied by a final notice of termination for non-access. In any case where the access controller's service cannot be physically terminated without obtaining access, the notice shall advise the access controller that the Utility is seeking to obtain a court order to gain access to the customer's meter.

e. The no access charge shall not exceed $100.

f. No more than $100 per building or premises shall be added to any single bill of the access controller even though more than one meter is located there.

GENERAL INFORMATION

VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

g. The Utility may, at its discretion, suspend temporarily the issuance of no access notices and/or penalties under this subdivision if the access controller contacts the Utility and provides a legitimate reason for postponing the provision of access; provided, however, that such suspension may not exceed 90 calendar days.

C. Rendition and Payment

Bills shall be deemed rendered, and other notices duly given when delivered to the customer in person or when mailed to him at the premises supplied, or at the last known address of the customer, or when left at either of such places. Failure to receive such bill from the Utility will not entitle the customer to any delay in the settlement of each month's account nor to any extension of the date after which a late payment charge becomes applicable. Payment by mail, properly stamped, addressed, and mailed on the date shown on the bill as evidenced by the United States postmark, will be deemed to be payment prior to the application of the late payment charge. A request by the customer for adjustment of bills or any other complaint does not extend the due date of the current bills.

D. Late Payment Charge and Other Charges

1. Residential late payment charge: Pursuant to the requirements of 16 NYCRR§11.15, the Utility may impose a one-time or continuing late payment charge, not in excess of 1.5% per month on the unpaid balance of any bill for service including any interest thereon. A late payment charge shall not be applied on the arrears portion of balances restructured under a current Deferred Payment Agreement executed in accordance with General Information Section XVII.

2. Non-residential late payment charge: The Utility may impose a continuing late payment charge on:

..DID: 5980
..TXT: PSC NO: 1 ELECTRICITY LEAF: 47
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98

GENERAL INFORMATION

VIII. METER READING, BILLING AND COLLECTIONS (CONT'D)

a. the balance of any bill for service, including levelized bills and any unpaid late payment charge amounts applied to previous bills, which bill is not paid within 20 calendar days of the date payment was due;

b. the amount billed for service used that was previously unbilled because the service was being provided through tampered equipment, and the utility can demonstrate either that the condition began since the customer initiated service or that the customer actually knew or reasonably should have known the original billing was incorrect; and

c. the balance due under a deferred payment plan offered pursuant to Rule XVII of this tariff.

3. Insufficient Check Charge:

Any check received in payment for electric service which is returned to the Utility for insufficient funds, or is otherwise dishonored by the bank, shall bear a nonrecurring charge for each check that has been processed by the Utility. If two checks have been returned by the Utility, the customer who issued the dishonored checks may be required by the Utility to render future payments by cash, money order, certified or cashier's check.

4. Reconnection charge:

When service has been discontinued and the same customer applies for reconnection of service at the same location within 4 months, a reconnection charge will be made.

..DID: 5981
..TXT: PSC NO: 1 ELECTRICITY LEAF: 48
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
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GENERAL INFORMATION

VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

E. Backbilling - Residential Customers:

1. The provisions in this section are intended to reflect the requirements of 16 NYCRR §11.14.

2. The Utility shall not charge a customer for service rendered more than six months prior to the mailing of the first bill for service to the residential customer unless the failure of the Utility to bill at an earlier time was not due to the neglect of the Utility or was due to the culpable conduct of the customer. If the customer remains liable for any such service and the delay in billing was not due to the culpable conduct of the customer, the Utility shall explain the reason for the late billing and shall notify the customer in writing that payments may be made under an installment payment plan tailored to the customer's financial circumstances. Any such installment plan may provide for a down payment of no more than one half of the amount due from the customer, or three months' average billing for that customer, whichever is less.

3. The Utility will not adjust upward a bill previously rendered to a residential customer after 12 months from the time the service to which the adjustment pertains was provided unless the requirements set forth in 16 NYCRR § 11.14 (b) have been met.

4. The Utility, when issuing a billing adjustment of $100 or more under subparagraph (2) or (3) of this section, shall notify the customer in writing that he or she has the right to pay the adjusted bill in regular monthly installments, tailored to the customer's financial circumstances, over a reasonable period that shall not be less than three months. An adjustment to increase previously rendered bills more than 12 months after the time service was provided, pursuant to subparagraphs (2) and (3) of this section, shall be made within 4 months of the final resolution of the billing dispute.

..DID: 5982
..TXT: PSC NO: 1 ELECTRICITY LEAF: 49
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98

GENERAL INFORMATION

VIII. METER READING, BILLING AND COLLECTIONS (CONT'D)

5. If the Utility adjusts any charge for service rendered 12 or more months prior to the date of issuance, it shall include with the bill a notice giving the reason for the adjustment.

6. The Utility will not render a bill for previously unbilled service or adjust upward a bill previously rendered to a residential customer after the expiration of 24 months from the time the service to which the new billing or adjustment pertains was provided unless the culpable conduct of the customer caused or contributed to the failure of the Utility to render a timely or accurate billing.

F. Backbilling - Non-Residential Customers:

1. The following provisions are intended to reflect the requirements of 16 NYCRR §13.9.

2. Every backbill shall contain a written explanation of the reason for the backbill that shall be sufficiently detailed to apprise the customer of the circumstances, error or condition that caused the underbilling, and, if the backbill covers more than a 24 month period, a statement setting forth the reason(s) the Utility did not limit the backbill under Rule IX(G) of this subsection.

3. Every backbill shall contain or be accompanied by all required information applicable under 16 NYCRR §13.11 - Contents of Bill.

4. Every backbill covering more than a one month period, other than a catch-up backbill, shall contain a notice that the customer may obtain upon request a detailed billing statement showing how the charges were calculated, including any late payment charges. All catch-up backbills shall clearly indicate how the backbill was calculated, whether as if the service were used during the current cycle, or as if redistributed back to the last actual reading.

Issued by:Robert Mullane, GM, NYMPA, 445 Electronics Pkwy, Ste. 207, Liverpool NY

..DID: 5984
..TXT: PSC NO: 1 ELECTRICITY LEAF: 50
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98

GENERAL INFORMATION

VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

5. A backbill shall be accompanied by an offer of a deferred payment agreement in accordance with Rule (XVIII), if applicable.

G. Limitations on Backbill Rendering - Non-Residential Customers:

1. These provisions are intended to reflect the requirements of 16 NYCRR §13.9 (b).

2. The Utility shall not render a backbill more than six months after the Utility actually became aware of the circumstance, error or condition that caused the underbilling, unless a court extends the time to render a backbill.

3. The Utility shall not upwardly revise a backbill unless the first backbill explicitly stated that the Utility reserved the right to do so, the revised backbill is rendered within 12 months after the Utility actually became aware of the circumstance, error, or condition that caused the underbilling, and

   a. the customer knew or reasonably should have known that the original billing or the first backbill was incorrect; or

   b. new information shows that the first backbill was incorrect.

4. The Utility shall render a downwardly revised backbill as soon as reasonably possible and within two months after the Utility becomes aware that the first backbill was excessive.

5. The Utility shall not render a backbill for any underbilling when the reason for the underbilling is apparent from the customer's service application, or could have been revealed in a service application and the Utility failed to obtain and retain one.

..DID: 5971
..TXT: PSC NO: 1 ELECTRICITY LEAF: 51
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98

GENERAL INFORMATION

VIII. METER READING, BILLING, AND COLLECTIONS (CONT'D)

H. Limitations on Backbilling Period - Non-Residential Customers:

1. These provisions are intended to reflect the requirements of 16NYCRR §13.9(c).

2. When the failure to bill at an earlier time was due to utility deficiency, the Utility shall not bill a customer for service rendered more than 12 months before the Utility actually became aware of the circumstance, error, or condition that caused the underbilling, unless the Utility can demonstrate that the customer knew or reasonably should have known that the original billing was incorrect.

3. The Utility shall not bill a customer for service rendered more than 24 months before the Utility actually became aware of the circumstance, error, or condition that caused the underbilling, unless the Utility can demonstrate that the customer knew or reasonably should have known that the original billing was incorrect.

I. Rebilling of Estimated Demands - Non-Residential Customers

1. Utility shall not upwardly revise an estimated demand unless it can demonstrate that, for the period during which the demand was estimated, it complied with the meter reading requirements and the no access procedures of Rule VIII(B)(2) and (6) above.

2. All revised demands shall be based on the best available information including the customer's present and historical energy consumption and load factor.

3. No revised demand shall exceed 95% of the subsequent actual demand, unless the Utility has, along with the estimated demand bill, offered a special appointment to read the meter, and the customer failed to arrange and keep such appointment, in which case the estimated demand may be revised up to the level of the subsequent actual demand.

..DID: 5972
..TXT: PSC NO: 1 ELECTRICITY LEAF: 52
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98

GENERAL INFORMATION

VIII. METER READING, BILLING AND COLLECTIONS (CONT'D)

4. The Utility shall downwardly revise any estimated demand that exceeds the subsequent actual demand, within 30 calendar days after such actual demand actual demand was obtained.

5. The Utility may only upwardly revise an estimated demand within 60 calendar days after the subsequent actual demand was obtained.

IX. ADJUSTMENT OF RATES IN ACCORDANCE WITH CHANGES IN THE COST OF PURCHASED POWER

A. Purchased Power Adjustment

The energy rates for electric service classifications that include a Purchase Power Adjustment (PPA) shall be increased or decreased per the amount per kWh that the purchased power cost of the Utility is above or below the base purchased power cost multiplied by the factor of adjustment for distribution system efficiency.

B. Base Purchased Power Cost per Kilowatt-hour

The term "base purchased power cost per kilowatt-hour" is determined by calculating the average cost per kWh of purchased power by applying the Utility's wholesale, transmission and wheeling costs to the billing quantities for a twelve (12) month period and dividing the total cost, so calculated, by kWh delivered during the period. Wholesale, transmission, and wheeling rates to be used in the calculation are those that the Utility has reflected in its base retail rates.

GENERAL INFORMATION

IX. ADJUSTMENT OF RATES IN ACCORDANCE WITH CHANGES IN THE COST OF PURCHASED POWER (CONT.)

C. Present Purchased Power Cost
The term "present purchased power cost" is determined by calculating the average cost per kWh of purchased power by applying the Utility's current wholesale, transmission and wheeling costs to billing quantities in the current billing period.

D. Factor of Adjustment
The factor of adjustment for distribution system efficiency" is determined by dividing the number of kWhs purchased at the point of delivery during the recently completed fiscal year by the number of kWh sales to customers under all service classifications during the same fiscal year. The factor of adjustment will be shown on the Purchased Power Adjustment Rate Statement.

E. Purchased Power Adjustment Rate Statement
The rate adjustment per kWh shall be determined by applying the factor of adjustment for distribution system efficiency to the difference between the present purchased power cost per kWh and base purchased power cost per kWh. A statement showing the purchased power adjustment per kWh shall be filed with the Commission not less than 3 business days prior to the date on which it is proposed to be effective.

F. Clean Energy Standard Surcharge
Unless otherwise provided, the rates and charges under all Service classifications shall be increased by a surcharge to recover the cost of compliance with the Clean Energy Standard, as ordered in Case 15-E-0302. The surcharge may be incorporated in the Purchased Power Adjustment Clause or may be separately stated as line items on the Purchased Power Adjustment Rate Statement.

G. Clean Energy Standard Surcharge
The rate adjustment calculated pursuant to Section E will be further increased by up to $0.002 per kWh, to recover energy efficiency program costs as discussed in the Commission’s Order Approving New York Municipal Power Agency Energy Efficiency Program Funding from One Mil to Two Mils issued on May 16, 2025.

X. LEVELIZED PAYMENT PLAN

A. Residential Customers

1. The provisions in this section are intended to reflect the provisions of 16 NYCRR §11.11.

..DID: 5975
..TXT: PSC NO: 1 ELECTRICITY LEAF: 54
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98
GENERAL INFORMATION

X. LEVELIZED PAYMENT PLAN (CONT'D)

2. The Utility shall offer residential customers a voluntary budget billing or levelized payment plan, for the payment of charges. The plan shall be designed to reduce fluctuations in customer's bills due to seasonal patterns of consumption. Any such plan shall also be offered to customers who are condominium associations or cooperative housing corporations.

3. Unless otherwise authorized by the Commission, each such plan shall be based on the customer's recent 12 month experience, adjusted for known charges. If 12 months of billing data are not available for the premises then the Utility shall estimate future consumption over the next 12 month period. Each such plan shall provide that bills clearly identify consumption and state the amounts that would be due without levelized or budget billing; such information need not be supplied on interim bills for customers billed on a bimonthly basis. Each such plan shall provide that bills be subject to regular review for conformity with actual billings.

B. Non-residential Customers

1. The provisions in this section are intended to reflect the requirements of 16 NYCRR §13.6.

2. Obligation to Offer:

The Utility shall provide a written notice offering a voluntary levelized payment plan designed to reduce fluctuations in payments caused by seasonal pattern of consumption to its eligible customers at least once in each 12 month period.

..DID: 5976
..TXT: PSC NO: 1 ELECTRICITY LEAF: 55
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98

GENERAL INFORMATION

X. LEVELIZED PAYMENT PLAN (CONT'D)

3. Eligibility: The Utility shall offer a levelized payment plan to all customers except:

   a. customers who have less than 12 months of billing history at the premises;

   b. seasonal, short-term or temporary customers;

   c. customers who have arrears;

   d. interruptible, temperature-controlled or dual-fuel customers;

   e. customers who, for any reason, ceased being billed on a previous levelized payment plan before the end of the plan year in the past 24 months; or

   f. customers whose pattern of consumption is not sufficiently predictable to be estimated on an annual basis with any reasonable degree of certainty.

4. Removal from Levelized Payment Plan:

   a. A customer may request that the Utility remove the customer from the levelized payment plan and reinstate regular billing at any time, in which case the Utility may immediately render a final levelized settlement bill, and shall do so no later than by the time of the next cycle bill that is rendered more than 10 business days after the request.

   b. The Utility may only remove a customer from the levelized payment plan if the customer becomes ineligible under subdivision B of this section and the Utility has given the customer an opportunity to become current in payment if delinquency is the cause of the customer's ineligibility, provided further that such opportunity need only be given once in any 12 month period.

..DID: 5977
..TXT: PSC NO: 1 ELECTRICITY LEAF: 56
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98
GENERAL INFORMATION

XI. INTEREST ON CUSTOMER OVERPAYMENTS

A. The Utility shall provide interest on customer overpayments in accordance with 16 NYCRR Part 145.

B. Definition of Customer Overpayment

A customer overpayment is defined as payment by the customer to the Utility in excess of the correct charge for electric service supplied to the customer which was caused by erroneous billing by the Utility.

C. Interest Rate

The rate of interest on customer overpayments shall be the greater of the unadjusted customer deposit rate specified by the Commission or the applicable late payment rate, if any for the service classification under which the customer was billed. Interest shall be paid from the date when the customer overpayment was made, adjusted for any changes in the deposit rate or late payment rate, and compounded monthly, until the date when the overpayment was refunded.

XII. CONTENTS OF BILLS

A. Residential Customers:

The Utility shall provide, in clear and understandable form and language: the name, address and account number of the customer, dates of the present and previous meter readings , whether estimated or actual, amount consumed between present and previous readings, amount owed for the latest period, the date by which payments for the latest period may be paid without penalty, the penalty charge for late paid bills, credits from past bills and any amounts owed and unpaid from previous bills, and such other requirements as set forth in 16 NYCRR §11.16.

..DID: 5964
..TXT: PSC NO: 1 ELECTRICITY LEAF: 57
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98

GENERAL INFORMATION

XII. CONTENTS OF BILLS (CONT'D)

B. Non-Residential Customers:

Customer bills shall state the charges for service(s) performed, materials furnished or other charges made by the Utility and will be itemized on the applicable bill form unless by reason of size limitation itemization is not possible. In those cases, totals will be utilized and a separate listing of charges making up such totals will be sent with this bill. Bills shall contain information required under 16 NYCRR §13.11.

XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL

A. The provisions contained in this section are intended to reflect the requirements of 16 NYCRR §11.4.

B. Notice of Discontinuance - Time: The Utility may discontinue service for nonpayment of bills rendered for service or for failure to post a lawfully required deposit at least 15 days after written notice has been served personally upon the customer or mailed to the customer. This notice may not be issued until at least 20 days have elapsed from the date payment was due.

If the customer to be notified in Rule XIII(B) above has specified to the Utility in writing an alternate address for billing purposes, the notice shall be sent to such alternate address rather than to the premises where service is rendered.

C. Notice of Discontinuance - Format: Every notice indicating discontinuance of service will:
1. Clearly indicate in non-technical language:

a. the reason for service discontinuance;

b. the total amount required to be paid indicating the amount for which the customer's account is either in arrears or the required deposit, if any, which must be posted by the customer, or both;

..DID: 5965
..TXT: PSC NO: 1 ELECTRICITY LEAF: 58
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98
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XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL (CONT'D)

c. a method whereby the customer may tender payment of the full sum due and owing, including any required deposit, to avoid the discontinuance of service; and

d. the availability of Utility procedures for handling complaints prior to discontinuance, including the address and telephone number of the office of the Utility the customer may contact in reference to his or her account; and

e. the earliest date on which discontinuance may be attempted.

2. Have printed on the face thereof in a size type capable of attracting immediate attention, the following:

THIS IS A FINAL TERMINATION NOTICE.
PLEASE BRING THIS NOTICE TO THE ATTENTION
OF THE UTILITY WHEN PAYING THIS BILL.

3. Include a summary to residential customers, as prepared or approved by the Public Service Commission, stating the protection available to them together with a notice that any customer eligible for such protection should contact the Utility.

D. Verification of Delinquent Account Prior to Discontinuance: The Utility will not discontinue service for nonpayment of bills rendered or for failure to post a required deposit unless:

..DID: 5966
..TXT: PSC NO: 1 ELECTRICITY LEAF: 59
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
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XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL (CONT'D)

1. it has verified that a payment has not been received at any office of the Utility or at any office of an authorized collection agent through the end of the required notice period; and

2. it has verified on the day discontinuance occurs that payment has not been posted to the customer's account as of the opening of business on that day, or has complied with procedures established for rapid posting of payments.

E. Rapid Posting of Payments in Response to Notices of Discontinuance:

The Utility shall take reasonable steps to establish procedures to insure that any payments made in response to notices of discontinuance, when the customer brings the fact that such a notice has been issued to the attention of the Utility or its authorized collection agents, are either:

1. posted to the customer's account on the day payment is received, or

2. processed in some manner so that discontinuance will not occur.

..DID: 5968
..TXT: PSC NO: 1 ELECTRICITY LEAF: 60
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98
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XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL (CONT'D)

F. Payment to Utility Personnel:

If a residential customer offers payment of the full amount that forms the basis for a scheduled termination at the time of termination, the Utility's representative shall be obliged to accept such payment and shall not terminate service. Whenever such payment is made, the Utility representative shall provide the customer a receipt showing the date, account, name, address and amount received.

G. Days and Times When Discontinuance of Service is Not Permitted:

The Utility shall not discontinue service to any residential customer for non-payment of bills or for failure to post a required deposit on a Friday, Saturday, Sunday, public holiday, day immediately preceding a public holiday, day on which the main business office of the Utility is not open for business , or during a two-week period encompassing Christmas and New Year's Day. For purposes of this section, the term "public holiday" refers to those holidays enumerated in the General Construction Law. Residential disconnection shall be made only between the hours of 8:00 a.m. and 4:00 p.m.

H. Voluntary Third Party Notice Prior to Discontinuance of Service:

The Utility shall permit a residential consumer to designate a third party to receive a copy of every notice of discontinuance of service sent to such residential consumer, provided that such third party indicates in writing his or her willingness to receive such notices.

..DID: 5969
..TXT: PSC NO: 1 ELECTRICITY LEAF: 61
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98
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XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL (CONT'D)

I. No Additional Notice Required When Payment by Check is Subsequently Dishonored:

Receipt of a subsequently dishonored negotiable instrument in response to a notice of discontinuance shall not constitute payment of a residential customer's account, and the Utility shall not be required to issue additional notice prior to discontinuance.

J. Discontinuance of Service to Entire Multiple Dwellings:

The Utility shall not discontinue service to an entire multiple dwelling (as defined in the Multiple Dwelling Law or the Multiple Residence Law) unless the notices specified in the Public Service Law and Commission regulations 16 NYCRR §11.7 have been given, provided that where any of the notices required thereunder are mailed in a postpaid wrapper there shall be no discontinuance of service until at least 18 days after the mailing of such notices.

K. Special Notification to Social Services Official

1. After a Utility has sent a final notice of termination to a residential customer who it knows is receiving public assistance, supplemental security income benefits or additional State payments pursuant to the Social Services Law, and for whom the Utility has not received a guarantee of future payment from the local social services commissioner, it shall, not more than five days nor less than three days before the

..DID: 5957
..TXT: PSC NO: 1 ELECTRICITY LEAF: 62
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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STAMPS:
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XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL (CONT'D)

intended termination, notify an appropriate official of the local social services district that payment for utility services has not been made. Such notification shall state that the customer has been sent a final notice of termination, specify the amount of arrears, and state the earliest date on which termination may occur.

2. In the case of a customer for whom the Utility has received a guarantee of future payment from the local social services commissioner, the Utility shall send a notice of nonpayment stating that payment has not been made and indicating the amount of the arrears to the recipient and to the local social services commissioner at the time the account would otherwise be subject to a final notice of termination.

3. If the notification required by subparagraph (1) of this section is made orally, the Utility shall within one business day mail a written notification to such social services official.

4. The Utility shall, after consultation with an appropriate official in he social services district of each county served by the Utility in whole or in part, compile and maintain a list of social services officials who are to receive such notification.

5. The Utility may notify an appropriate social services official that a customer it knows is receiving public assistance, supplemental security income benefits or additional State payments has failed to make timely payment for Utility service, whenever it believes special circumstances affecting such customer should be brought to the immediate attention of the social services official. Such notification shall describe the special circumstances observed, specify the amount of arrears, and state the scheduled date of termination, if one has been set.

..DID: 5958
..TXT: PSC NO: 1 ELECTRICITY LEAF: 63
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
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GENERAL INFORMATION

XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL (CONT'D)

L. Discontinuance of Service to Two-Family Dwellings:

The Utility shall not discontinue service to a two-family dwelling that is known by the Utility to contain residential units where service is provided by a single meter, unless the notices specified in the Public Service Law and Commission regulation 16 NYCRR §11.8 have been given.

M. Applicability

Subsections (XIII) (D), (E), (G), and (I) above shall be applicable with respect to the discontinuance of service to entire multiple dwellings.

During the cold weather period beginning November 1 of each year and ending April 15 of the following year, the written notice required in 16 NYCRR §11.7(a)(1) through (3) Subsections (J) and (L) shall be provided not less than 30 days before the intended termination.

..DID: 5959
..TXT: PSC NO: 1 ELECTRICITY LEAF: 64
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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GENERAL INFORMATION

XIII. DISCONTINUANCE OF SERVICE - RESIDENTIAL (CONT'D)

N. Emergency Discontinuance

In accordance with 16 NYCRR §11.18, the Utility may disconnect service when an emergency may threaten the health or safety of a person, a surrounding area or the Utility's distribution system. The Utility shall act promptly to assure restoration of service as soon as feasible. Service will be restored before it may be terminated for any other reason.

O. Termination of Residential Service - Special Procedures:

Special emergency procedures, required by 16 NYCRR §11.5, provide special protections for specified residential customers regarding the termination and restoration of service in cases involving medical emergencies, the elderly, blind, or disabled, and terminations during cold weather.

Copies of the Utility's special procedures are on file with the Public Service Commission and are available to the public upon request at the Utility offices where application for service may be made.

..DID: 5960
..TXT: PSC NO: 1 ELECTRICITY LEAF: 65
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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GENERAL INFORMATION

XIV. RECONNECTION/COMPLAINTS - RESIDENTIAL CUSTOMERS

A. Reconnection of Service:

1. The provisions in this section are intended to reflect the requirements of 16 NYCRR §11.9.

2. The Utility shall reconnect terminated residential service within 24 hours, unless prevented by circumstances beyond the Utility's control or unless the customer requests otherwise, in the following situations:

a. The Utility receives the full amount of arrears for which service was terminated; or

b. The Utility and the customer reach agreement on a deferred payment plan and the payment of a downpayment, if required, under that plan; or

c. Upon the direction of the Commission or its designee; or

d. Upon the receipt by the Utility of a commitment of a direct payment or written guarantee of payment from the social services official of the social services district in which the customer resides; or

e. Where the Utility has notice that a serious impairment to health or safety is likely to result if service is not reconnected. Doubts as to whether reconnection of service is required for health or safety reasons shall be resolved in favor of reconnection.

..DID: 5961
..TXT: PSC NO: 1 ELECTRICITY LEAF: 66
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XIV. RECONNECTION/COMPLAINTS - RESIDENTIAL CUSTOMER (CONT'D)

3. The Utility shall reconnect service, unless prevented by circumstances beyond its control, to any disconnected residential customer not more than 24 hours after the above conditions of Section (A)(2) of this Rule have been satisfied. Whenever circumstances beyond the Utility's control prevent reconnecting of service within 24 hours, service shall be reconnected within 24 hours after those circumstances cease to exist.

4. Where any Utility is required under these rules to reconnect service within 24 hours and fails or neglects to do so without good cause as determined by the Commission or its designee, the Utility will be penalized according to 16 NYCRR §11.9(c).

B. Complaint Procedures:

1. Any complaint filed with the Utility regarding disputed bills, charges or deposits will be promptly investigated in accordance with the procedures and form of notice required by the Public Service Commission rules contained in 16 NYCRR §11.20 and Part 143.

2. The Utility will not discontinue service regarding a disputed bill or deposit until it has complied with said Commission rules.

3. Copies of the Utility's complaint handling procedures and form of notice are on file with the Commission and are available to the public upon request at Utility offices where application for service may be made.

Issued by:Robert Mullane, GM, NYMPA, 445 Electronics Pkwy, Ste. 207, Liverpool NY

..DID: 5962
..TXT: PSC NO: 1 ELECTRICITY LEAF: 67
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
STAMPS:
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GENERAL INFORMATION

XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL

A. Termination of Service:

1. The provisions in this section are intended to reflect the requirements of 16 NYCRR §13.3.

2. Conditions for Termination:

a. Except in the case of tampered equipment as provided by Rule XV(A)(2)(b), the Utility will only terminate service to a customer if it provides advance final notice of the termination and fulfills all other requirements of this rule when the customer:

(1) fails to pay any tariff charge due on the customer's account for which a written bill itemizing the charge, in conformance with 16 NYCRR §13.11 regarding contents of bill, has been sent, except for charges that reflect service used more than six years prior to the time the bill first containing these charges was rendered, which charges must be pursued by other methods of collection; or

(2) fails to pay amounts due under a deferred payment agreement; or

(3) fails to pay a security deposit in accordance with Rule IV(B); or

..DID: 5963
..TXT: PSC NO: 1 ELECTRICITY LEAF: 68
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

(4) fails to provide reasonable access to the premises for necessary or proper purposes in connection with rendering of service, including meter installation, reading or testing, or the maintenance, or removal, or securing, of the Utility's property, so long as the requirements of Rule VIII(B)(6) have been met, and the customer has not advised the Utility that the customer does not and who does have control over access; or

(5) fails to comply with a provision of the Utility's tariff which permits the Utility to refuse to supply service or to terminate service.

b. The Utility may terminate service to a customer without providing advance notice of the termination and without fulfilling the other requirements of this rule when it finds service being supplied through tampered equipment provided that the Utility:

(1) has evidence that the customer opened the account and used the service prior to the creation of the condition or that the customer knew, or reasonably should have known, that service was not being fully billed;

(2) has rendered a written unmetered service bill in accordance with 16 NYCRR §13.11(e);

(3) has made reasonable efforts to provide to a person in charge of the premises;

(a) the written unmetered service bill; and

..DID: 5950
..TXT: PSC NO: 1 ELECTRICITY LEAF: 69
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

(b) oral notice of the conditions, if any, under which the Utility will continue service, which may include the payment by cash, certified check, or money order within two hours, of some portion of the bill up to, but not exceeding 50 percent; and

(4) has not received the required payment.

B. Final Notice of Termination:

1. A final notice of termination shall state:

a. the reason(s) for termination, including the total amount required to be paid, if any, and the manner in which termination may be avoided;

b. the earliest date on which termination may occur;

c. the address and phone number of the office of the Utility that the customer may contact in reference to customer's account;

d. that the Utility procedures are available for considering customer complaints prior to discontinuance;

e. that Commission procedures are available for considering customer complaints when a customer is not satisfied with the Utility's handling of the complaint, including the address and phone number of the appropriate Commission office;

..DID: 5952
..TXT: PSC NO: 1 ELECTRICITY LEAF: 70
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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STAMPS:
RECEIVED: 11/01/98 STATUS: Effective EFFECTIVE: 12/01/98
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

f. that it is a termination notice which should be brought to the attention of the Utility when the bill is paid;

g. that payment of the charges with a check that is subsequently dishonored may result in immediate termination of service without further notice, if applicable; and

h. that at the time the Utility goes to the premises to terminate service, it may require any payment to be made with cash, certified check, or money order if the customer has, within the last 24 months, paid with a check that was dishonored.

2. A final notice of termination may contain any additional information not inconsistent with this rule.

3. A final notice of termination may not be issued or sent unless at least 20 calendar days have elapsed from the date payment was due, or the date given in a written notice to cure a tariff violation, or, as provided in Rule VIII(B)(6), where the reason for the notice is the failure to provide access, except that a final notice of termination for non-payment may be issued or sent on or after the date payment was due in the following circumstances:

a. when any portion of the charge that the customer has failed to pay is for unmetered service that was being supplied through tampered equipment and for which an unmetered service bill in accordance with 16 NYCRR §13-.11(e) has been rendered;

..DID: 5954
..TXT: PSC NO: 1 ELECTRICITY LEAF: 71
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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STAMPS:
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTAL (CONT'D)

b. when the charge that the customer has failed to pay is the installment amount due in accordance with a deferred payment agreement; or

c. when the Utility has accepted a written waiver of the customer's right not to be sent a termination notice in accordance with the provisions of Rule IV(B)(4)(b).

4. A final notice of termination shall not be sent while a complaint is pending before the Utility or the Commission for non-payment of the disputed charges or for any other reason that is the subject of the complaint as provided in 16 NYCRR §12.3. Nothing in this rule bars the Utility from sending such notice for non-payment of undisputed charges or for reasons not at issue in the complaint.

C. When Discontinuance is Not Permitted

1. The Utility shall not terminate service for the reasons set forth in Rule XV(A)(2):

a. for five calendar days after a final notice of termination has been personally served upon the customer; or

b. for eight calendar days after a final notice of termination has been mailed to the customer at the location where service is rendered or to any alternative address for mailing purposes previously provided to the Utility.

..DID: 5955
..TXT: PSC NO: 1 ELECTRICITY LEAF: 72
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

2. The Utility shall not terminate service under this rule on:

   a. a Saturday or Sunday;

   b. a Public Holiday as defined in the General Construction Law;

   c. a day on which the business offices of the Utility are closed for business; or

   d. a day on which the Public Service Commission is closed.

3. On days when termination may occur, the Utility may terminate service between the hours of 8:00 a.m. to 6:00 p.m., except that on days preceding the days listed in paragraph (2) of this rule, termination may only occur after 3:00 p.m. if the customer or any person in charge of the premises is informed prior to termination in a personal contact that termination is about to occur and the Utility is prepared to accept a check for any payment required to avoid termination.

4. The Utility shall not terminate service unless it shall have verified on the day termination is scheduled that payment has not been posted to the customer's account as of the opening of business on that day and shall have complied with the procedure established pursuant to Rule XV(D)(2).

5. Consistent with this rule, the Utility shall strive to physically terminate service whenever a final notice of termination is sent.

..DID: 5956
..TXT: PSC NO: 1 ELECTRICITY LEAF: 73
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

6. The Utility shall not terminate service more than 60 calendar days after issuance of the final termination notice, unless it has during that time, issued a termination reminder notice that states the current arrears due, if applicable. The Utility shall not terminate service more than 90 calendar days after issuance of the final termination notice unless it has, during that time, issued a termination reminder notice that contains all the information required in Rule XV(B)(1).

7. The Utility shall not terminate service while a complaint is pending before the Utility or the Commission and for eight calendar days after resolution by the Utility or by the Commission or its authorized designee, for non-payment of the disputed charges or for any reason that is the subject of the complaint as provided in 16 NYCRR §12.3. Nothing in this rule bars the Utility from termination for non-payment of undisputed charges or for reasons not at issue in the complaint.

D. Rapid Posting of Payments:

The Utility shall establish written procedures to ensure that any payments made in response to final notices of termination when the customer brings the fact that such a notice has been issued to the attention of the Utility or its collection agents:

1. are posted to the customer's account on the day payment is received; or

2. are processed in some manner so that termination will not occur.

..DID: 5943
..TXT: PSC NO: 1 ELECTRICITY LEAF: 74
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

E. Payment at the Time of Termination:

1. If a customer claims, at the time that termination for non-payment is to take place, that payment has already been made and produces a written business record of payment, or claims that there is a complaint pending before the Utility or the Commission with regard to the charges demanded, the Utility's field representative shall make a reasonable effort to verify this information with the Utility office representative and shall not terminate service for non-payment of any verified disputed amount.

2. If a customer offers payment of the full amount that forms the basis for a scheduled termination at the time of termination, the Utility representative shall accept such payment and not terminate service.

3. If an eligible customer signs a deferred payment agreement in accordance with Rule XVIII(E) for the full amount that forms the basis for a scheduled termination and offers payment of the required downpayment at the time of termination, the Utility representative shall accept such downpayment and not terminate service. If the Utility allows the customer an extension of time to go to a business office to sign the deferred payment agreement, and the customer agrees to do so and offers payment of the required downpayment, the Utility representative shall accept such downpayment and not terminate service; provided, however, that the Utility may terminate service without further notice if the customer fails to sign the agreement within the specified time.

4. Whenever payment is made at the time of termination, the Utility's field representative shall provide a customer with a receipt showing the date, the account number, the amount received, the form of the payment and either the name or identification number of the Utility representative.

Issued by:Robert Mullane, GM, NYMPA, 445 Electronics Pkwy, Ste. 207, Liverpool NY

..DID: 5944
..TXT: PSC NO: 1 ELECTRICITY LEAF: 75
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

F. Dishonored Checks:

1. Receipt of a subsequently dishonored negotiable instrument in response to a notice of termination or tendered to the Utility representative, shall not constitute payment of a customer's account and the Utility shall not be required to issue additional notice prior to termination.

2. If a customer has, within the last 24 months, paid for service with a check that was dishonored, the Utility has the right to accept only cash, certified check, or money order as payment under paragraphs (E)(2) or (E)(3) of this rule.

G. Applicability:

1. Nothing in this rule shall affect the Utility's right to suspend, curtail or disconnect service:

a. when there is no customer and service is being provided through tampered equipment;

b. when there is no customer and the Utility can show that the user will require service for a period of less than one week, provided that it makes a reasonable effort to advise the user before disconnection and to provide the user an opportunity to apply for service;

c. when there is no customer and the Utility has provided advance written notice to the occupant stating its intent to disconnect service unless the responsible party applies for service and is accepted as a customer, and advising the occupant of the location of the nearest Utility business office where application can be made, either by posting 48 hours or by mailing at least five and no more than 30 calendar days before disconnection; or

..DID: 5945
..TXT: PSC NO: 1 ELECTRICITY LEAF: 76
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XV. DISCONTINUANCE OF SERVICE - NON-RESIDENTIAL (CONT'D)

d. as permitted under 16 NYCRR §13.13 - Disconnection Without Notice.

Nothing in this rule shall affect the Utility's obligation to comply with the additional requirements set forth in 16 NYCRR §11.7 and §11.8 relating to termination of service to entire multiple dwellings and two-family homes.

XVI. RECONNECTION/COMPLAINTS - NON-RESIDENTIAL SERVICE:

A. Obligation to Reconnect:

1. These provisions are intended to reflect the requirements of 16 NYCRR §13.4.

2. The Utility shall reconnect service that has been terminated solely for non-payment of bills for any tariff charge or a security deposit within 24 hours of the customer's request for reconnection, receipt by the Utility of the lawful reconnection charge, any other charges, fees or penalties due, legal fees, court costs, and disbursements, if applicable, and either:

a. the full amount of arrears and/or a security deposit for which service was terminated, and any other tariff charges billed after the issuance of the termination notice which are in arrears at the time reconnection is requested; or

b. the signing of a deferred payment agreement in accordance with Rule XVIII(E) for the amounts set forth in subparagraph (A)(2) of this Rule, and the receipt of a downpayment, if required under the agreement.

..DID: 5946
..TXT: PSC NO: 1 ELECTRICITY LEAF: 77
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XVI. RECONNECTION/COMPLAINTS - NON-RESIDENTIAL SERVICE (CONT'D)

3. The Utility shall reconnect service that has been terminated solely for failure to provide access within 24 hours of the customer's request for reconnection, provided the customer has allowed access and has made a reasonable arrangement for future access.

4. The Utility shall reconnect service that has been terminated solely for a violation of the tariff within 24 hours of a customer's request for reconnection and, at the option of the Utility, either receipt by the Utility of adequate notice and documentation, or a field verification by the Utility, that the violation has been corrected; provided, however, that the field verification, if required, shall be arranged within two business days of the customer's request or such later time as may be specified by the customer.

5. The Utility shall reconnect service that has been terminated for two or more independent reasons when the customer has requested reconnection and has satisfied all conditions for reconnection. The reconnection shall be accomplished within the time period applicable to the last condition satisfied under Sections (A) and (B) of this rule.

6. The Utility shall reconnect service that has been terminated within 24 hours after the direction of the Commission or its designee, which direction may occur only where the termination was in error, or the customer has filed a complaint with the Commission and has either paid in full the undisputed amount established pursuant to 16 NYCRR §12.3, or has entered into a deferred payment agreement in accordance with Rule XVIII(E) for such amount and has paid the required downpayment.

..DID: 5947
..TXT: PSC NO: 1 ELECTRICITY LEAF: 78
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
INITIAL EFFECTIVE DATE: 12/01/98 SUPERSEDING REVISION: 0
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XVI. RECONNECTION/COMPLAINTS - NON-RESIDENTIAL SERVICE (CONT'D)

B. Inability to Reconnect:

Whenever circumstances beyond the Utility's control prevent reconnection of service within 24 hours of any of the events specified in paragraphs (A)(2-6) of this rule, service shall be reconnected within 24 hours after those circumstances cease to exist.

C. Complaint Handling Procedures:

1. Complaints to the Utility:

a. Complaints to the Utility shall be promptly acknowledged, fairly investigated in a reasonable period of time, and the results of such investigation promptly reported to the complainant in plain language.

b. The Utility shall refrain from sending a final notice of termination or from terminating service after the filing of a complaint with the Utility as set forth in Rule XV(B)(1) and (C)(7).

c. If the report of the investigation is made orally, the Utility shall provide the customer with the report in writing upon request.

d. At the time the Utility communicates its final response to a customer's complaint, it shall, if the complaint resolution is wholly or partially in the Utility's favor, inform the customer of the Commission's complaint handling procedures, including the Commission address and telephone number.

..DID: 5948
..TXT: PSC NO: 1 ELECTRICITY LEAF: 79
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XVI. RECONNECTION/COMPLAINTS - NON-RESIDENTIAL SERVICE (CONT'D)

2. Complaints to the Commission:

   a. If a customer is unable to reach a satisfactory resolution of a dispute with the Utility, the customer may complain, either orally or in writing, to the Commission, pursuant to 16 NYCRR Part 12.

   b. The complaint of a customer to the Commission shall be handled in accordance with the procedures set forth in 16 NYCRR Part 12.

3. Copies of the Utility's complaint handling procedures and form of notice are on file with the Commission and are available to the public upon request at the Utility's business office.

XVII. DEFERRED PAYMENT AGREEMENT - RESIDENTIAL

Generally the Utility will offer any eligible residential customer or applicant a deferred payment agreement with specific terms as required by 16 NYCRR §11.10 which sets forth in detail the procedures summarized here.

A. Eligibility:

All residential customers and applicants are eligible for an agreement unless the customer has broken an existing payment agreement which required payment over a period at least as long as the standard agreement described below, or the Public Service Commission determines that the customer or applicant has the resources to pay the bill.

..DID: 5937
..TXT: PSC NO: 1 ELECTRICITY LEAF: 80
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XVII. DEFERRED PAYMENT AGREEMENT - RESIDENTIAL (CONT'D)

B. Written Offers:

A specific written offer will be made to eligible customers before the date of any threatened termination of service, where payment of outstanding charges is a requirement for reconnection or acceptance of an application of service, and when a customer has broken an agreement that was for a shorter period than the standard agreement.

C. Negotiating Agreements:

Before making a written offer, the Utility will make a reasonable effort to contact eligible customers or applicants in order to negotiate agreement terms that are fair and equitable considering the customer's financial circumstances. The Utility may, at its discretion, require the customer to complete a form showing his or her assets, income and expenses and provide reasonable substantiation of such information, and if it does so, shall treat all such information confidentially. The Utility also may postpone a scheduled termination for up to 10 days for the purpose of negotiating an agreement.

D. The Standard Agreement:

If the Utility and the customer or applicant are unable to agree upon specific terms, the Utility will offer an agreement with the following terms:

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..TXT: PSC NO: 1 ELECTRICITY LEAF: 81
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XVII. DEFERRED PAYMENT AGREEMENT (CONT'D)

1. a downpayment up to 15 percent of the amount covered by the payment agreement or the cost of one-half of one month's average use, whichever is greater, or if the amount covered by the agreement is less than one-half of one month's average usage, 50 percent of such amount; and

2. monthly installments up to the cost of one-half of one month's average use or one-tenth of the balance, whichever is greater.

E. Entering the Agreement:

The copy of the written agreement must be signed by the customer and returned to the Utility in order to be valid and enforceable. In the case of customers who are subject to a final notice of termination, the signed agreement must be returned to the Utility by the day before the earliest day on which termination may occur in order to avoid termination. If the agreement is not signed and returned as required, the Utility will attempt to make contact, by telephone or in person (at the Utility's option), with the customer and then may terminate service.

F. Renegotiating Agreements:

If a customer or applicant demonstrates that his or her financial circumstances have changed significantly because of circumstances beyond his or her control, the Utility will amend the terms of the agreement to reflect such changes.

..DID: 5939
..TXT: PSC NO: 1 ELECTRICITY LEAF: 82
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XVII. DEFERRED PAYMENT AGREEMENT - RESIDENTIAL (CONT'D)

G. Broken Agreements:

If a customer fails to make timely payments of installments in accordance with a payment agreement, the Utility will send a reminder notice before sending a final notice of termination. If a customer fails to pay an installment by the 20th day after payment was due and has not negotiated a new agreement, the Utility will demand full payment and send a final notice of termination in accordance with 16 NYCRR §11.4 and §11.10 and Rule XV of this tariff.

XVIII. DEFERRED PAYMENT AGREEMENT - NON-RESIDENTIAL

A. These provisions are intended to reflect the requirements of 16 NYCRR §13.5.

B. Utility's Obligations:

1. The Utility shall provide a written notice offering a deferred payment agreement to an eligible non-residential customer at the following times:

a. not less than five calendar days before the date of a scheduled termination of service for non-payment of arrears, as indicated on a final termination notice, or eight calendar days if mailed, provided the customer has been a customer for at least six months and the arrears on which the outstanding termination notice is based exceeds two months average billing; and

..DID: 5940
..TXT: PSC NO: 1 ELECTRICITY LEAF: 83
COMPANY: NEW YORK MUNICIPAL POWER AGENCY REVISION: 1
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XVII. DEFERRED PAYMENT AGREEMENT - NON-RESIDENTIAL (CONT'D)

b. when it renders a backbill, which exceeds the cost of twice the customer's average monthly usage or $100, whichever is greater; provided, however, that the Utility shall not be required to offer an agreement when the customer knew, or reasonably should have known, that the original billing was incorrect.

2. If the Utility and a customer agree to terms of a deferred payment agreement in a telephone conversation, the Utility shall send the customer two fully completed copies of the agreement, signed by the Utility, for the customer to sign and return.

C. Eligibility:

1. Any non-residential customer is eligible for a deferred payment agreement except the following:

a. a customer who owes any amounts under a prior deferred payment agreement;

b. a customer who failed to make timely payments under a prior deferred payment agreement in effect during the previous 12 months;

c. a customer that is a publicly held Utility, or a subsidiary thereof;

d. a customer who during the previous 12 months had a combined total consumption for all its accounts with the Utility in excess of 20 kW, or who registered any single demand on any account in excess of 40 kW;

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XVII. DEFERRED PAYMENT AGREEMENT - NON-RESIDENTIAL (CONT'D)

e. a customer who the Utility can demonstrate has the resources to pay the bill, provided that the Utility notifies the customer of its reasons and of the customer's right to contest this determination through the Commission's complaint procedures; or

f. a seasonal, short-term or temporary customer.

2. The Commission or its authorized designee may order the Utility to offer a deferred payment agreement in accordance with this rule to a customer whom it finds this rule intended to protect, when an agreement is necessary for a fair and equitable resolution of an individual complaint.

D. Contents of Offer:

1. Every offer of a deferred payment agreement shall inform the customer of the availability of a deferred payment agreement for eligible customers, set forth generally the minimum terms to which such customer is entitled, explain that more generous terms may be possible, and specify the telephone number and the times to call in order to discuss an agreement.

2. An offer pursuant to Rule XVIII(B)(1)(a) shall also state the date by which the customer must contact the Utility in order to avoid termination, and explain that the Utility has the right to a larger downpayment if the deferred payment agreement is not entered into until after a field visit to physically terminate service has been made.

E. Terms of Agreement:

1. A deferred payment agreement shall obligate the customer to make timely payments of all current charges.

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..TXT: PSC NO: 1 ELECTRICITY LEAF: 85
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XVII. DEFERRED PAYMENT AGREEMENT - NON-RESIDENTIAL (CONT'D)

2. A deferred payment agreement offered pursuant to Rule XVIII(B)(1)(a) of this rule may require the customer:

   a. to make a downpayment of up to 30 percent of the arrears on which an outstanding termination notice is based, or the cost of twice the customer's average monthly usage, whichever is greater, plus the full amount of any charges billed after the issuance of the termination notice which are in arrears at the time the agreement is entered into; or

   b. in the event a field visit to physically terminate service has been made, to make a downpayment of up to 50 percent of the arrears on which an outstanding termination notice is based or the cost of four times the customer's average monthly usage, whichever is greater, plus the full amount of any charges billed after the issuance of the termination notice which are in arrears at the time the agreement is entered into; and

   c. to pay the balance in monthly installments of up to the cost of the customer's average monthly usage or one-sixth of the balance, whichever is greater; and

   d. to pay late payment charges during the period of the agreement; and

   e. to pay a security deposit in three installments, 50 percent down and two monthly payments of the balance, if previously requested in accordance with Rule IV(B).

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..TXT: PSC NO: 1 ELECTRICITY LEAF: 86
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XVII. DEFERRED PAYMENT AGREEMENT - NON-RESIDENTIAL (CONT'D)

3. A deferred payment agreement offered pursuant to (B)(1)(a) of this Rule, may require the customer to pay the outstanding charges in monthly installments of up to the cost of one-half of the customer's average monthly usage or one twenty-fourth of such charges, whichever is greater.

4. A deferred payment agreement may provide for a greater or lesser downpayment, a longer or shorter period of time, and payment on any schedule, if mutually agreed upon by the parties.

F. Broken Agreements:

1. The first time a customer fails to make timely payment in accordance with a deferred payment agreement, the Utility shall give the customer a reasonable opportunity to keep the agreement in force by paying any amounts due under the agreement.

2. Except as provided in a. above, if a customer fails to comply with the terms of a deferred payment agreement, the Utility may demand full payment of the total outstanding charges and send a final termination notice in accordance with Rule XV(B)(3)(b).

XIX. SERVICE CONNECTIONS

A. Approval of Connection

Before service is supplied at any location, including Mobile Homes and Mobile Home Parks, the customer shall furnish to the Utility, at the customer's own expense, satisfactory evidence as to the safe condition of his or her wiring and equipment.

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XIX. SERVICE CONNECTIONS (CONT'D)

This evidence shall be an approval from the New York Board of Fire Underwriters and/or any legally constituted authority having jurisdiction. If additional wiring or equipment is installed on such premises, the customer shall notify the Utility, before connection to the Utility's service, and secure approval as indicated above.

B. Outdoor Meters

The Utility may require an applicant for service to install his or her service wiring so that the meter is accessible to the Utility's employees from the outside of the applicant's building. The cost of installation of facilities to accept an outdoor meter, or to relocate an existing non-accessible meter, shall be borne by the customer.

C. Primary Voltage Service

Where a primary voltage service (4,160 volts; 34,500 volts) is supplied, the customer, from the metered point of the service entrance, at his own expense, and in a manner satisfactory to the Utility, shall furnish, install, and maintain such switches, transformers, regulators, capacitors, and other equipment as the Utility may deem necessary to assure stability and compatibility with the system service.

D. Utility Property

1. The applicant shall exercise reasonable precautions to protect the utility's property on the premises, and may be liable to the utility in the case of loss or damage caused by negligence of the customer or his or her employee.

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XIX. SERVICE CONNECTIONS (CONT'D)

2. The applicant shall not disconnect, change connections, make connections or otherwise interfere with the Utility's meters or other property, or permit same to be done by others than the Utility's authorized employees.

3. All wiring, meters, etc., installed at the Utility's expense shall remain its property and the utility may remove same when service is terminated. Damage caused directly or indirectly by the customer to the Utility's property shall be paid for by the customer.

Meter Tampering and/or theft of service is a violation of the New York State Penal Code and violators will be prosecuted to the fullest extent of the law

E. Access to Premises

1. Authorized officers or agents of the Utility shall have free access at all reasonable times, to its meters or other property, and to all of the wiring and equipment installed on the customer's premises, for the purpose of inspecting or testing same or to repair, change or remove any of the Utility's property, provided such agent exhibits a photo-identification badge.

2. Except to the extent prevented by circumstances beyond its control, the Utility shall conduct a field inspection as soon as readily possible and within 60 calendar days of the following: a reasonable customer request; the issuance of a field inspection order in accordance with an automatic Utility bill review program; notification from any reasonable source that service may not be correctly metered or a directive by the Public Service Commission or its authorized designee.

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..TXT: PSC NO: 1 ELECTRICITY LEAF: 89
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XIX. SERVICE CONNECTIONS (CONT'D)

3. A non-residential customer who, at any time directly or indirectly prevents or hinders a duly authorized officer agent of the Utility from entering the building or location, or from making an inspection or examination, at any reasonable time, may be billed a $100 penalty charge for each offense.

F. Change of Service Equipment

Any change in the location of service equipment, for the convenience of the customer, provided such change is approved by the Utility, may be made by the Utility at the expense of the owner or occupant of the premises, who shall reimburse the Utility for any costs incurred.

G. Motors

Individual motors whose capacity is five horsepower or more must be three phase except where such service is not available. Single phase motors whose capacity exceed one-half horsepower shall normally be served at 208 volts or more, but the customer should contact the Utility in advance to ascertain the applicable conditions. All motors must be of a type that do not require excessive starting current deemed unreasonable by the Utility or must be equipped with a suitable starting device. All motors should be equipped with suitable undervoltage tripping mechanisms to protect against sustained under-voltage or service interruption and to prevent automatic disconnection of equipment upon momentary voltage disturbances or interruptions. All polyphase motors should be equipped with suitable protection to prevent single phase operation, improper direction of rotation and excessive heating because of overcurrent operation. Customer should contact Utility in advance to ascertain the applicable conditions.

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XIX. SERVICE CONNECTIONS (CONT'D)

H. Fluctuating Loads

1. Customer taking service for the operation of welders, x-ray machines, electric furnaces, hoists or any other equipment having a highly fluctuating or large instantaneous load characteristic which adversely affects voltage regulation or impairs the Utility's service to customer or others supplies from the same distribution system, shall remedy the condition in a manner deemed adequate by the Utility, by either:

   a. installing and maintaining at their own expense the corrective equipment deemed necessary by the utility to remedy the condition, or

   b. making a cash contribution of the actual reasonable cost of any standard equipment installed by the Utility on its side of the point of delivery to effect such correction.

2. Utility may discontinue service if the customer shall fail, upon notice from the company, to comply with the foregoing requirements.

I. Increased Loads

The customer shall give the Utility reasonable advance notice, generally not less than 120 days, in writing, of any proposed increase in service required, setting forth in such notice the amount, character, and the expected duration of time the increased service will be required. If such increase in load necessitates added or enlarged facilities (other than metering equipment) for the sole use of the customer, the Utility may require the customer to make a reasonable contribution to the cost of adding or enlarging the facilities whenever the customer is unable to give assurance, satisfactory to the Utility, that the taking of the increased service shall be of sufficient duration to render the supply thereof reasonably compensatory to the Utility.

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XIX. SERVICE CONNECTIONS (CONT'D)

J. Limitation of Use

No other source of electric service shall be introduced or permitted directly or indirectly, for the customer's use under this schedule without prior written notice to the Utility.

K. Power Factor

The customer receiving three phase service shall maintain a power factor at the point of delivery of between 0.90 leading and 0.90 lagging at all times. Should the customer fail to install the necessary corrective equipment within 90 days after notification by the Utility that the consumers power factor is not within the above limits, the Utility shall install the necessary equipment at the consumer's expense.

XX. LIABILITY OF UTILITY

A. Service

1. The Utility will endeavor at all times to provide a regular and uninterrupted supply of service, but in case the supply of service shall be interrupted, or irregular, or defective, or fail from causes beyond its control or through ordinary negligence of employees, servants, or agents, the Utility will not be liable therefore.

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XX. LIABILITY OF UTILITY

2. Customers requiring service that is uninterrupted, unreduced, or unimpaired on a continuous basis should provide his or her own emergency or back-up capability. It is the customer's responsibility to provide all of the necessary apparatus to properly protect the customer's equipment from damage due to variations in electric service from the Utility.

B. Injuries and Damages

The Utility will not be liable for any injury, casualty, or damage resulting in any way from the supply or use of electricity or from the presence or operation of Utility structures, equipment, wires, appliances or devices on the customer's premises, except injuries or damages resulting from negligence of the Utility.

C. Customer Equipment

Neither by inspection or non-rejection, nor in any other way, does the Utility give any warranty, expressed or implied as to the adequacy, safety, or other characteristics of any structures, equipment, wires, appliances, devices owned, installed or maintained by the customer or leased by the customer from third parties. The Customer shall be responsible for the protection of all customer-owned equipment from lightning, over and under voltage, single phasing or other phenomena that may occur in the electric system.

D. Installation

The Utility will not be liable for damage done to the customer's property, unless damage is caused by the Utility's negligence; this provision does not limit the provisions of Sections XX(A), (B), (C), & (E).

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XVII. DEFERRED PAYMENT AGREEMENT - NON-RESIDENTIAL (CONT'D)

E. Improper Turnoff

In cases where intentional disconnections of individual customers are made in error, the Utility will:

1. reimburse residential consumers served either directly or indirectly for his or her losses actually sustained, not to exceed $100 for any one consumer for any one incident, as the result of improper turn-offs of service lasting more than 12 hours, when such losses consist of the spoilage of food or medicine from the lack of refrigeration.

2. reimburse non-residential customers served either directly or indirectly for their losses sustained, not to exceed $2000 for any one consumer for any one incident, as the result of improper turn-offs of service lasting more than 12 hours, when such losses consist of the spoilage of perishable merchandise from the lack of refrigeration.

   Consumer claims in the above cases must be made within a 90 day period following the improper turn off incident.

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XXI. REVISIONS

In the event of any changes or revisions of Utility schedules, lawfully made, customers taking service under the schedule so revised shall thereafter take and pay for service in accordance with provisions of the revised or superseded schedule so established. Unless otherwise expressly stated therein, the revised or superseded schedule shall apply to the service taken by the customer commencing with the first scheduled meter reading after the effective date set forth herein.

XXII. WAIVER

Either the Utility or the customer may seek, from the Commission, waiver of the provisions of this tariff.

RIDER A

RATES AND CHARGES FOR CUSTOMERS REQUESTING HIGH DENSITY LOAD ("HDL") SERVICE

A. APPLICABILITY:

This Rider is applicable to new and existing customers receiving service under any service classification of this Tariff:

a. where the requested load density, in the portion of the premises containing the load consuming equipment exceeds 250 kWh/ft^2/year; and

b. the maximum demand used or requested by the customer exceeds 300 kW; and

c. Does not qualify for the New York Power Authority Municipal and Rural Cooperative Economic Development Program.

d. This Rider is applicable to service to new buildings and premises as well as to increased service to existing buildings and premises.

B. APPLICATION FOR SERVICE:

a. An owner or occupant of a building or premises desiring to take service under this Rider shall submit an expression of interest, including details of projected connected load, in writing to the Utility.

b. Upon payment of security acceptable to the Utility, the Utility shall conduct, or cause to be conducted a feasibility study to evaluate whether the requested load can be safely served by the Utility.

3. The feasibility study will identify what, if any, upgrades to the Utility's facilities are required to serve the customer.

C. CUSTOMER COST CONTRIBUTION

A Customer requesting service under this Rider will be responsible for:

1. reasonable costs of conducting the feasibility study; and
2. the entire cost of any new facilities necessary to supply the requested service. The payment of these costs will be required, in cash, before new facilities will be constructed. At the end of each full year of service, for the first ten years, the customer will receive a refund equal to the lesser of the annual non-supply related revenues from the customer, or one-tenth of the cost contribution paid by the customer under this paragraph.
3. Financial Security: The Customer shall provide financial security in the form of a cash deposit or an irrevocable Letter of Credit in a form acceptable to the utility, at the customer's option.

   Security Calculation:

   a. For new customers, the required Security shall be equal to two times the total estimated bill for the highest cost month.
   b. For existing customers who have 12 months or more of billing history, the amount of the Security shall be equal to the sum of the highest two bills. The Deposit for existing customers shall be updated in the event of operational changes that result in a material change in billing determinants.

C. RATES AND CHARGES

Customers served under this Rider will pay the rates and charges applicable to their Service Classification, except as follows:

1. HDL Purchased Power Adjustment ("HDL PPA"). The energy rates for electric service under this Rider shall be increased per the amount per kWh of the purchased power cost incurred by the Utility to serve all customers under this Rider.

2. HDL PPA Rate Statement

   The rate adjustment per kWh shall be determined by the monthly inputs for cost and electricity reflecting the specific monthly energy and demand costs incurred by the municipal utility for load served under this Rider. A statement showing the HDL PPA per kWh shall be filed with the Commission not less than 3 business days prior to the date on which it is proposed to be effective.

XXIV. POLE ATTACHMENT ANNUAL RENTAL RATE

A. The Utility shall provide rental space on its wholly-owned or jointly owned poles to cable television (CATV) and competitive local exchange carrier (CLEC) companies operating in the Company's service area for the purpose of installing equipment such as cables, wires, amplifiers, and wireless equipment. A contract shall be made between the Company and each CATV or CLEC Company outlining the general rules and providing the applicable Pole Attachment Rental Rates for attaching CATV or CLEC equipment.

B. Pole Attachment Rental Rate (per year)

1. Wireline (CATV/CLEC) Rental Rate – $16.75 per Pole Attachment
2. Wireless Rental Rate – $16.75 per foot of occupied space per Pole Attachment
3. Any other rate mutually agreed on by the Utility and the Attacher
4. The Utility may file, periodically, a new pole attachment charge, to become effective on 90 days notice and subject to approval by the PSC.

C. The pole attachment rental rate stated in section (2) above is applicable only to attachments located in the usable space area of a pole. The usable space of a pole is the space that is normally used by telecommunication carriers and CATV service providers for the attachment of span wire equipment and/or wireless equipment. The attachment of equipment in other than the usable space area of the pole is subject to the consent of the Utility, and the terms and charges for the attachment of equipment in other than the usable space area of the pole shall be established by agreement of the Company and the entity seeking to attach its equipment.

RIDER B
OUTDOOR LED LIGHTING SERVICE CLASSES

Any Utility offering LED lighting to its customers may use the following formula to calculate the applicable monthly fixture charge applicable to such service.

Fixture Charge = Monthly Carrying Charge + Monthly Energy Delivery Charge.

Monthly Carrying Charge = Charge related to Total Capital Cost, levelized over fixture useful life.

Total Capital Cost = (Actual cost of fixture + actual cost of photocell), adjusted by actual 3 year average overhead and stores percentage, + actual cost of labor and equipment to install. Formulas to calculate levelized charges related to Total Capital Costs are contained in the table on leaf 100.

Monthly Energy Delivery Charge = installed fixture actual wattage X 4100 annual yearly light hours / 1000 /12 X Utility specific volumetric delivery rate (per kWh), which is equal to the Utility specified existing lighting Service Classification volumetric delivery rate or the lowest non-residential Service Classification volumetric delivery rate assessed by the Utility in cases where the Utility does not have an existing lighting Service Classification volumetric delivery rate.

An illustrative example of the application of the formulas follows on leaves 100 and 101.

All other charges and terms of service in the relevant Utility Service Classification will remain unchanged and applicable.

Nothing herein shall preclude a Utility from proposing a different method for calculating rates for Commission approval.

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SAMPLE Calculation of Total Capital Cost And Monthly Energy Charge			
Nominal Wattage	87	A	Based on actual wattage
Actual Wattage	87	B	Based on actual wattage
Capital Cost Equipment			
Fixture	$256.00	C	Based on actual fixture costs
Photocell	$28.66	D	Based on actual photocell costs
Subtotal Equipment	$284.66	E = C + D	
Overhead and Stores 20%	 $56.93	 F G = E * F	Based on historical 3-year percentage
Truck	$74.72	H	Based on actual municipal costs
Labor	$142.72	I	Based on actual municipal costs
Total Capital Cost	$559.03	J = E + G + H + I	
Annual kWh per Fixture	357	K = B * 4,100/1,000	
Monthly kWh	30	L = K / 12	
Energy Delivery rate	$0.05	M	Existing Lighting Service Class volumetric delivery rate or Lowest volumetric delivery rate of non-residential Service Class
Monthly Energy Delivery Charge	$1.49	N = M * L	

SAMPLE Calculation of Monthly Fixture Charge		
Monthly Levelized Capital Costs	$5.76	PLUS
Monthly Energy Delivery Charge	$1.49	EQUALS
Monthly Fixture Charge	$7.24	

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SAMPLE Calculation of Levelized Charges Related to Total Capital Costs

A - Average Installed Fixture Cost by Fixture Wattage and/or Type $553.30
B - Estimated Service Life in Years 10
C - Allowed Return on Surplus 4.620%

Year	Beginning of Year Balance	Annual Depreciation Expense	End of Year Balance	Return	Revenue Requirement	Present Value
	D	E=A/B	F = D - E	G = C * (D + F)/2	H = E + G	I = H / ((1+C)^{year})
1	$553.30	$55.33	$497.97	$24.28	$79.61	$76.10
2	$497.97	$55.33	$442.64	$21.73	$77.06	$70.40
3	$442.64	$55.33	$387.31	$19.17	$74.50	$65.06
4	$387.31	$55.33	$331.98	$16.62	$71.95	$60.05
5	$331.98	$55.33	$276.65	$14.06	$69.39	$55.36
6	$276.65	$55.33	$221.32	$11.50	$66.83	$50.97
7	$221.32	$55.33	$165.99	$8.95	$64.28	$46.85
8	$165.99	$55.33	$110.66	$6.39	$61.72	$43.00
9	$110.66	$55.33	$55.33	$3.83	$59.16	$39.40
10	$55.33	$55.33	$0.00	$1.28	$56.61	$36.04
11	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
12	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
13	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
14	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
15	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
Total		$553.30		$127.81	$681.11	$543.25

Annualized Levelized Payment = $69.06 $J = (I_{total}*C) / [1 - (1 + C)^{(-B)}]$
Monthly Levelized Capital Costs = $5.76 $K = J / 12$

PSC NO: 1 ELECTRICITY
COMPANY: NEW YORK MUNICIPAL POWER AGENCY
INITIAL EFFECTIVE DATE: September 1, 2025
Issued in compliance with order in Case 24-E-0498 dated 08/18/2025

LEAF: 102
REVISION: 1
SUPERSEDING REVISION: 0

RIDER C
PURCHASE OF RENEWABLE ENERGY FROM NEW DISTRIBUTED GENERATORS

ELIGIBILITY:

Residential or non-residential customers who receive service and own or operate Electric Generating Equipment located and used at their premises, including Solar, Wind, or Solar or Wind combined with Energy Storage. Qualifying Customers must install and operate the Solar, Wind, or Solar or Wind combined with Energy Storage Generating system in compliance with *New York Municipal Power Agency Standardized Interconnection Requirements and Application Process for New Distributed Generators Connected in Parallel with Utility Distribution Systems*, or the utility-specific standardized interconnection requirements that have been adopted as an Addendum to the Utility's concurrence tariff, which may from time to time be changed, amended and/or supplemented.

The program will be available to qualifying customers on a first come, first served basis, until the total rated generating capacity for Solar, Wind, or Solar or Wind combined with Energy Storage Electric Generating Equipment owned or operated by Customers in the Utility's service territory until a project interconnected under this program causes a safety and/or reliability concern and the program is terminated by the Utility.

INTERCONNECTION COSTS:

Customers receiving service under this service classification will be responsible for 100% of necessary interconnection costs. An estimate shall be provided to applicants and (i) shall include the costs associated with any required modifications to the Utility system, administration, metering, and on-site verification testing, as required under the *Standardized Interconnection Requirements* of this tariff; and (ii) shall include the cost of installing any dedicated transformer(s) and other safety equipment, necessary to protect the safety and adequacy of electric service to other customers as required under the *New York Municipal Power Agency Interconnection Requirements and Application Process for New Distributed Generators Connected in Parallel with Utility Distribution Systems*, or the utility-specific standardized interconnection requirements that have been adopted as an Addendum to the Utility's concurrence tariff.

1. Metering

The Utility will provide two revenue meters for the purpose of billing. One meter will have bidirectional energy flow capability and will record both energy delivered and received by the Utility. The second meter will record the energy generated by the Customer. For purposes of calculating the Minimum Charge described below, the Customer will be assessed one (1) Minimum Charge notwithstanding the requirements for a second meter in this section.

2. Customer Charges

The Customer will pay the rates and charges of the Customer's applicable service classification. As may be amended from time to time, for the net energy consumed at the customer's premises, calculated as follows:

i. Minimum Charge;
ii. Demand Charge, if applicable, calculated as described in otherwise applicable service classification. The applicability of the Demand Charge will be calculated using the Customer's Energy Consumed as defined below.;
iii. Kilowatt-hour Charge, calculated as (Energy Consumed X Energy Billed Rate, where:
   a. Energy Consumed = (kWh delivered by Utility) – (kWh received by Utility) + (kWh Generated by Customer)
   b. Energy Billed Rate = (Otherwise Applicable kWh Charge as listed for the Customer's service classification) – (Base Purchased Power Cost per kWh).

3. Customer Credit
The credit will be calculated by multiplying the Customer's net kWh injections generated from the distributed generation equipment during each billing cycle by the Present Purchased Power Cost as published by the Utility on the Purchased Power Adjustment Statement filed for the relevant billing cycle according to the following formula:

i. ((kWhr received by the Utility) - (kWh delivered by the Utility)) X (Present Purchased Power Cost per kWh).
ii. The Credit will be positive in months where the Customer's injections are greater than withdrawals, and negative in months where the Customer's withdrawals are greater than injections.

REQUIREMENTS FOR INTERCONNECTION

Each Customer wishing to take service under this schedule will be required to undergo a system impact study at the Customer's cost, conducted by the Utility or their contractor. The generating equipment must be designed, installed, interconnected, tested and operated in accordance with the applicable government, industry, and the Utility's requirements; further the equipment must comply with the *New York Municipal Power Agency Standardized Interconnection Requirements and Application Process for New Distributed Generators Connected in Parallel with Utility Distribution Systems* or the utility-specific standardized interconnection requirements that have been adopted as an Addendum to the Utility's concurrence tariff.

The system design output shall not exceed 100% of the average of the prior 12 months of metered energy consumption.