

SUBSTANCE OF PROPOSED RULE FOR 94-E-0952SA39

The New York State Public Service Commission (NYPSC or Commission) is considering modifying the settlement period used for the Environmental Disclosure Program. New York State's Environmental Disclosure Program was established to provide information to retail electricity customers about the attributes of the electricity being purchased by their Load Serving Entity. The information is presented to the customer in the form of a label that discloses information based on the last calculated annual period. The label contains a disclosure of the mix of fuel sources used to produce the electricity that was purchased by their supplier and a graph that displays how the emission levels of sulfur dioxide (SO₂), nitrogen oxide (NO_x) and carbon dioxide (CO₂) for that fuel mix compare to the average for New York State. Staff of the New York State Department of Public Service (the Administrator) administer the program and currently compile and distribute updated environmental disclosure information in a six-month cycle or settlement period. The Commission is considering modifying the settlement period so that the compilation and distribution of updated environmental disclosure information would occur in a twelve-month cycle or settlement period corresponding with the calendar year.

If this modification is adopted, the Administrator would not distribute labels for the period July 2006 to June 2007; the next label settlement period would be January to December 2007.

The Commission may adopt, reject or modify any proposal related to these matters.