

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 05-M-0090 - In the Matter of the System Benefits
Charge III.

NOTICE SEEKING ADDITIONAL COMMENTS

(Issued April 1, 2005)

On January 28, 2005, the Commission issued a notice in this proceeding (SBC III) seeking comments on the System Benefits Charge (SBC) program. Specifically, interested parties were asked to comment upon fourteen questions, including whether the SBC programs should be continued beyond 2006, and if so, whether it should be modified or expanded in scope. Comments were received from approximately 164 parties and the Staff of the Department began a review of these comments.

Thereafter, on March 30, 2005, the New York State Legislature passed a budget amendment (Senate 3669; Assembly 6843) that states:

§2. Commencing with the 2006-2007 state fiscal year, and each fiscal year thereafter, the governor shall, in his or her executive budget, as submitted pursuant to article VII of the state constitution, provide appropriations for currently non-appropriated monies received by the New York state energy research and development authority, under the direct oversight of the department of public service, related to assessments, collected for the purpose of public policy energy programs." (Part I, p. 53, emphasis supplied.)

Interested parties are asked to comment on the impact of the proposed budget amendment language on the continuation and scope of the SBC program. Comments should be submitted to Jaclyn A. Brillling, Secretary, New York State Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, on or before April 8, 2005 and to the active party list posted

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on the Commission's web site. Comments may be submitted electronically to secretary@dps.state.ny.us provided that the original and 15 copies of the comments are filed with the Secretary on or before April 11, 2005. Extensions will not be granted. Questions concerning this notice may be directed to Gary Davidson at (518) 474-2530.

(SIGNED)

JACLYN A. BRILLING
Secretary