

**STATE OF NEW YORK  
PUBLIC SERVICE COMMISSION**

Proceeding on Motion of the Commission )  
To Implement a Large-Scale Renewable ) Case 15-E-0302  
Program and a Clean Energy Standard )

Proceeding on Motion of the Commission )  
Assessing Implementation of and ) Case 22-M-0149  
Compliance with the Requirements and )  
Targets of the Climate Leadership and )  
Community Protection Act )

**CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. AND ORANGE AND  
ROCKLAND UTILITIES, INC. COMMENTS ON PETITION FOR REHEARING OF  
CLCPA REQUIREMENTS AND TARGETS**

**Introduction**

On January 6, 2026, the Coalition for Safe and Reliable Energy filed a petition requesting that the Commission hold a hearing under Public Service Law § 66-p (4) to consider whether to temporarily modify or suspend the obligations established in the Climate Leadership and Community Protection Act (CLCPA) with regards to the renewable energy program and the associated clean energy standard. The petition also recommends that the Commission examine the relationship between renewable energy program costs and customer arrears.

The Commission should deny the petition. Although the State has faced significant headwinds in achieving CLCPA goals, holding a hearing to temporarily suspend obligations under the renewable energy program is not necessary at this time. There are several meaningful actions the Commission and other New York State entities and officials, including the legislature and the Governor, are considering, and are taking, that can address many of the concerns raised in the petition regarding affordability and grid reliability while maintaining New York’s commitment to timely and affordable decarbonization. Con Edison and Orange and Rockland (the Companies) remain committed to facilitating a clean energy future equitably and efficiently for New Yorkers in support of New York’s climate goals and make recommendations below to address petitioners’ affordability and reliability concerns.

## **Affordability**

The Companies recognize affordability is a primary concern for many customers and stakeholders, and will continue to work with the Commission to provide and expand programs that aid vulnerable customers. When considering various impacts and drivers of affordability challenges, there are actions the State can take to address affordability that do not require abandoning the CLCPA's overall targets, such as addressing the impact of property taxes on customer utility bills.

In the Second CLCPA Informational Report on Overall Implementation of the Climate Leadership and Community Protection Act, issued September 2025, the Department of Public Service (DPS) found that CLCPA-related costs accounted for 5-10% of customer electricity bills statewide.<sup>1</sup> While this represents a large amount of investment, many CLCPA-related costs reflect multi-value projects that offer significant public benefit, such as Con Edison's Brooklyn Clean Energy Hub, which provides vital grid reliability services in addition to enabling the delivery of clean energy to customers. Moreover, the report by DPS highlights that this total cost is lower than other drivers of costs, including and most notably the impact of municipal property taxes, which account for 20%-30% of Con Edison customer delivery rates. Given this context, it will be more impactful for the Commission and New York State to address prominent drivers of customer costs that do not provide commensurate benefits to resource adequacy or grid reliability, namely municipal property taxes.

## **Reliability**

The Companies remain steadfastly committed to providing safe and reliable energy service to our customers. The petition points to declining reliability margins as identified in the NYISO 2025 Power Trends, citing policy-driven retirement of fossil-fired generation and an aging generation fleet as a major driver of shrinking reliability margins.<sup>2</sup> The Companies note that there are robust processes, internally and externally at the NYISO and working with the Commission, to continue to provide reliable service. Indeed, many of the new investments in supply and demand-side solutions that provide critical reliability benefits have been driven by CLCPA goals and targets. These include the Champlain Hudson Power Express and Propel NY transmission solutions, which have accounted for the largest additions of capacity and generation in the New York City area in the past decade.

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<sup>1</sup> Case 22-M-0149, *Proceeding on Motion of the Commission Assessing Implementation of and Compliance with the Requirements and Targets of the Climate Leadership and Community Protection Act*, New York State Dept. of Public Service Second CLCPA Informational Report on Overall Implementation of the Climate Leadership and Community Protection Act (September 18, 2025).

<sup>2</sup> New York Independent System Operator, Inc., *2025 Power Trends: The New York ISO Annual Grid and Markets Report* (2025), available at <https://www.nyiso.com/documents/20142/2223020/2025-Power-Trends.pdf/51517a1b-36fa-4f3d-d44d-eabe23598514?t=1748866865402>.

In the Commission’s New York City Reliability Needs Proceeding, the Companies and stakeholders within New York City are engaged in identifying and deploying both near- and medium-term solutions to address identified transmission security reliability needs with CLCPA-compliant technologies including energy efficiency, battery storage, and renewable generation, among other solutions.<sup>3</sup> The Companies remain engaged with stakeholders and regulators to meet these needs in a manner that addresses the reliability concerns identified by the Company and the NYISO.

Before revising or revoking any of the State’s clean energy commitments based on reliability and feasibility, the Commission should explore all options, including the possibility of utility-owned clean generation. This could accelerate deployment of vital and necessary energy supply that is compliant with the CLCPA.

### **Conclusion**

While a hearing is not necessary at this time and the Commission should deny the petition, Con Edison and O&R remain engaged and willing to discuss solutions with the Department of Public Service and other stakeholders. Con Edison and Orange & Rockland remain committed to building the grid of the future that will enable a clean energy transition in New York.

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<sup>3</sup> Case 25-E-0764, *Proceeding on Motion for the Commission to Address New York City Reliability Needs*, Order Initiating Proceeding and Directing Reliability Contingency Plan (issued December 18, 2025).