

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 23-M-0106 - In the Matter of Commission Registration of Energy Brokers and Energy Consultants Pursuant to Public Service Law Section 66-t.

CASE 15-M-0180 - In the Matter of Regulation and Oversight of Distributed Energy Resource Providers and Products.

CASE 98-M-1343 - In the Matter of Retail Access Business Rules.

NOTICE EXTENDING DEADLINES

(Issued August 10, 2023)

In its Order Adopting Energy Broker and Energy Consultant Registration Requirements (Order), issued on June 23, 2023, in the above-captioned proceedings, the Commission adopted revisions to the Uniform Business Practices and Uniform Business Practices for Distributed Energy Resource Suppliers (UBP revisions). The Commission required Energy Brokers and Energy Consultants, by August 31, 2023, to comply with the UBP revisions and file completed registration packages, and required Energy Service Companies and Distributed Energy Resource Suppliers to update their customer sales agreements to include required disclosures. The Order also required Department of Public Service (DPS) staff to file a proposal, for Commission consideration, within 120 days of the Order's issuance, identifying additional, proposed modifications to the UBP revisions that were adopted in the Order. The Commission tasked DPS staff with identifying improvements, promoting transparency and accountability for customers, creating more streamlined

enforcement processes, and sharing the feedback received during the August 8, 2023 technical conference.¹

Following the issuance of the Order, several petitions were filed seeking rehearing of the Order. In addition, in letters and correspondence filed between July 28 and August 9, 2023, several entities requested extensions of the Order's deadlines. They cited various reasons for needing additional time to comply with the Order, including, in relevant part, the need to make changes to their internal systems and ensure that their digital resources and programs work as intended; confusion about the required revisions; the limited timeframe between the technical conference and the August 31 compliance deadlines; the need to develop and implement training for customer facing employees; and the desirability of being able to implement one round of revisions. These reasons provide sufficient justification to grant the requests to extend the deadlines set forth in Ordering Clauses 2, 3, 5, 6, and 8 of the Order. Accordingly, pursuant to the authorization contained in Ordering Clause 11 of the Order, the requests to extend the deadlines set forth in Ordering Clauses 2, 3, 5, 6, and 8 are granted, until such time as the Commission issues its decision(s) in response to the petitions seeking rehearing.²

(SIGNED)

MICHELLE L. PHILLIPS
Secretary

¹ In compliance with the Order, DPS staff convened the conference on August 8, 2023. On August 9, 2023, DPS staff filed the slide show presentation from, and recording of, the conference.

² It is anticipated that new compliance deadlines will be established by the Commission when it issues any such decision(s).