

## **ATTACHMENT 2**

PSC NO: 220 ELECTRICITY  
 NIAGARA MOHAWK POWER CORPORATION  
 INITIAL EFFECTIVE DATE: SEPTEMBER 1, 2012

LEAF: 3  
 REVISION: 9  
 SUPERSEDING REVISION: 8

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GENERAL INFORMATION (CONTINUED)

49. RENEWABLE PORTFOLIO SURCHARGE ("RPS")

49.1 The Renewable Portfolio Surcharge ("RPS") is a mechanism which permits the Company to recover from customers costs associated with providing financial incentives for the development of renewable resources in New York State per Order issued and effective September 24, 2004 in Case No.03-E-0188 – Proceeding on Motion of the Commission Regarding a Retail Renewable Portfolio Standard.

49.2 Service bills rendered to customers taking service under P.S.C. No. 220 and 214 Electricity, are subject to the Renewable Portfolio Surcharge, regardless of supplier, except

- (i) load served by NYPA except as provided in Rules 49.2.1,
- (ii) load served under the Empire Zone Rider,
- (iii) as established by contract under the SC-11 or SC-12 tariff as described in
  - a. SC No. 11 - Adjustments and Surcharges and
  - b. SC No. 12 – Sections 5.4.3 and 6.2.3.

49.2.1 Certain NYPA allocations are subject to the Renewable Portfolio Surcharge. These allocations include Economic Development Power (EDP) above the allocated 46 MW, and all deliveries of High Load Factor Fitzpatrick Power not specifically enumerated on Schedule A to the Agreement Among Niagara Mohawk Power Corporation, the New York Power Authority, and the Department of Public Service Resolving and Settling Certain Disputes dated May 22, 1997 or otherwise authorized by that Settlement Agreement.

49.2.2 Customers who have load served by NYPA are exempt from the RPS on the NYPA portion of their load, except as provided in Rule 49.2.1. Customers will be assessed the RPS on any non-NYPA portion of their load.

49.3 The Renewable Portfolio Surcharge rates will be stated in cents per kWh.

49.4 The RPS rate shall be shown on statements filed with the Public Service Commission apart from this rate schedule not less than three (3) days before its effective date. Such statements will be available to the public by contacting the Company's Customer Service Center where applications for service may be made.

49.5 Customers subject to or who elect to pay Rule 41-System Benefits Charge (SBC) are also subject to Rule No. 49-Renewable Portfolio Surcharge (RPS).

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## GENERAL INFORMATION

### 50. RELIABILITY SUPPORT SERVICES (RSS) SURCHARGE

50.1 The RSS surcharge provides for recovery from customers of costs incurred by the Company, and approved by the Commission, for third-party services to ensure that local reliability needs are met.

50.1.1 The RSS surcharge is applicable to all customers taking service under P.S.C. No. 220 and 214 Electricity, regardless of supplier, including Replacement and Expansion Power, Recharge New York Power, High Load Factor Power, Preservation Power, and customers taking service under S.C. No.12 in accordance with the terms of their individual contracts.

50.1.1.1 Empire Zone qualifying load and Excelsior Jobs Program qualifying load are not subject to this surcharge.

50.2 The recovery of RSS costs shall be allocated to service classifications based on the most recent transmission plant allocator.

50.2.1 RSS costs incurred by the Company prior to April 1, 2013 will be deferred and will include carrying charges at the applicable other customer deposit rate. Customers included in Rule No. 50.1.1 will be surcharged for these payments commencing April 1, 2013.

50.2.2 RSS costs incurred by the Company for the period beginning April 1, 2013 and subsequent thereto will be assessed on a forecast basis and recovered from customers on a current basis.

50.2.3 The RSS surcharge will be applied to customers on a sales forecast basis.

50.2.3.1 The RSS surcharge will be collected from customers on a volumetric basis, per kWh for non-demand service classifications and per kW for demand service classifications.

50.2.3.2 The RSS surcharge shall be determined by dividing the amount of RSS costs incurred by the Company for each service classification as determined in Rule 50.2 above by the forecasted sales or demand for that service classification

50.2.3.3 The RSS surcharge collected from customers will be subject to an annual reconciliation for any over or under collections from the previous year. The RSS reconciliation over or under collections will be credited or surcharged to customers, which will include interest at the applicable other customer deposit rate.

50.3 The RSS surcharge shall be shown on statements filed with the Public Service Commission apart from this rate schedule not less than fifteen (15) business days before its effective date.