

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

LEAF: 160  
REVISION: 2  
SUPERSEDING REVISION: 1

## GENERAL INFORMATION

### 34. ECONOMIC DEVELOPMENT PROGRAMS: (Continued)

#### 34.1 Introduction (Continued)

##### 34.1.1 Program Titles (Continued)

**34.1.1.5 Program 5 – Recharge New York (“RNY”) Power Program (Effective July 1, 2012)** This program is sponsored by the EDPAB, NYPA and the Company to offer discount RNY power to qualifying non-residential customers pursuant to the terms of Rule 34.6 of this Tariff and the Customer’s individual RNY Allocation and service agreement negotiated directly with NYPA.

##### **34.1.1.6 Program 6 - Excelsior Jobs Program (“EJP”)**

The Excelsior Jobs Program is sponsored by the New York State Department of Economic Development. The New York State Excelsior Jobs Program is a tax incentive program commencing with tax years beginning in 2011 for non-residential customers who add additional load and are qualified for discounted rates by the NYS Department of Economic Development. Qualified customers are eligible for discounted rates for up to a ten year term.

##### 34.1.2 Common Program Eligibility Requirements

34.1.2.1 Economic development programs are available to non-residential customers and are further restricted as specified in each program's eligibility criteria; and

34.1.2.2 who qualify to take service under the applicable service classifications; and,

34.1.2.3 who enter into and agree to the terms and conditions of a written agreement with the Company.

34.1.2.3.1 Customers, who as of August 1, 1999, have met the eligibility criteria for one or more of the Economic Development programs and do not have a written service agreement with the Company authorizing their participation in an Economic Development Program under this Rule 34, shall have until November 1, 1999 to submit such an agreement on the form specified by the Company, whereupon customers failing to finalize such an agreement shall cease to be eligible for any Economic Development Program for which they do not have an authorizing agreement. The Company shall provide written notice of the timing requirements for a written service agreement.

34.1.2.3.2 Customers, who subsequently meet the eligibility criteria of one or more of the Economic Development Programs, shall have up to 60 days from the point at which the Company determines their eligibility to execute a written service agreement. The Company shall provide written notice of the timing requirements for a written service agreement when the eligibility criteria are met.

Issued by Kenneth D. Daly, President, Syracuse, NY