

PSC NO: 220 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION  
INITIAL EFFECTIVE DATE: NOVEMBER 1, 2011  
STAMPS: Issued in Compliance With Order in Case No. 11-E-0176 issued September 19, 2011.

LEAF: 203  
REVISION: 1  
SUPERSEDING REVISION: 0

## GENERAL INFORMATION

### 38. RENEWABLE ENERGY MARKETING PROGRAM

#### 38.1 PROGRAM DESCRIPTION

The Renewable Energy Marketing Program is a voluntary program in which the Company's customers may elect to receive renewable energy service options from independent Renewable Energy Service Providers meeting eligibility criteria hereafter referred to as "Green ESCos". The purpose of this program is to spur the development of renewable energy generation resources and the sale of renewable energy in the Company's service territory.

#### 38.2 CUSTOMER ELIGIBILITY

38.2.1 All customers served under P.S.C.No.220 Service Classification Nos. 1, 1-C, 2, 3, 3A, 4, 11 and 12 and all customers taking service under P.S.C. No. 214 are eligible to participate in this program if they take their electricity supply service from the Company. Customers participating in the Company's Retail Access Program-Rule 39 are not eligible to participate in this program unless they elect to voluntarily terminate participation in the Retail Access Program.

38.2.2 The portion of a customer's load provided by NYPA under Economic Development Power (EDP), Power For Jobs (PFJ), Recharge New York ("RNY"), and Replacement and Expansion Power Programs is not eligible for the Renewable Energy Marketing Program.

#### 38.3 GREEN ESCo ELIGIBILITY

38.3.1 To participate in the Renewable Energy Marketing Program as a Green ESCo, a renewable energy service provider must sign a Company prescribed form stating that they will comply with all the provisions of this Tariff and any written agreements between the Green ESCo and the Company. The Green ESCo must also meet the following requirements, as applicable at all times:

38.3.1.1 The Green ESCo has complied with all the oversight requirements as set forth in Opinion 97-5 dated May 19, 1997 as may be amended or superseded by the PSC from time to time. The Green ESCo must notify the DPS at any time of any material change in information previously submitted to the DPS, and

38.3.1.2 The Green ESCo must cooperate with the Company such that the Company can complete the necessary Conversion Transactions.

#### 38.4 ENROLLMENT GUIDELINES

38.4.1 A customer desiring to take service under the Renewable Energy Marketing Program will select an eligible Green ESCo and will provide the Green ESCo with the necessary enrollment information.

38.4.2 The Green ESCo will submit the customer's enrollment information to the Company. At minimum, the Green ESCo will provide the customer's current account number, and the customer's selected renewable energy service option as described in Rule 38.5.