

PSC NO: 220 ELECTRICITY  
 NIAGARA MOHAWK POWER CORPORATION  
 INITIAL EFFECTIVE DATE: APRIL 27, 2009

LEAF: 172  
 REVISION: 0  
 SUPERSEDING REVISION:

### GENERAL INFORMATION

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

##### 34.3 Program 2 - Empire Zone Rider (EZR) (Continued)

34.3.3.3.3 Charges for demand and energy not available for EZR discount shall be as specified in Special Provision K of Service Classification No. 7.

##### 34.3.4 Electric Pricing For Qualifying EZR Load

34.3.4.1 Unless otherwise taking service under Rule 39, Retail Access Program, customers served under Program 2, EZR, shall be subject to Electricity Supply Cost in accordance with Rule 46, (Electricity Supply Cost).

34.3.4.2 Delivery Rates Applicable to Qualifying EZR Load on or after September 1, 1998. Except as otherwise expressly provided for in a fully executed Form C Agreement, between the Company and a Customer dated on or before August 31, 1998, delivery rates applicable to Qualifying EZR Load shall be priced as follows:

##### 34.3.4.2.1 Transmission Delivery Rates:

All EZR Service provided under this Program must be transmitted and delivered into the Company's distribution system pursuant to the provisions of the NYISO Tariff filed with the Federal Energy Regulatory Commission, as that NYISO Tariff may be changed or modified from time to time. The applicable rates for this Rule 34.3.4.2.1 are as follows:

#### All Voltage Delivery Levels

	<u>Per kWh</u>	<u>Per kW</u>
SC-2ND	\$ 0.00477	\$0.00
SC-2D	\$ 0.0000	\$1.89
SC-3	\$ 0.0000	\$1.89
SC-3A	\$ 0.0000	\$1.89

##### 34.3.4.2.2 Marginal Distribution Delivery Rates:

The Marginal Distribution delivery rates apply only to those customers served at a primary or secondary voltage delivery. The rates shall be administered on a per kWh basis, specific to customer's voltage delivery level as follows:

Issued by Thomas B. King, President, Syracuse, NY