

NIAGARA MOHAWK POWER CORPORATION
A **National Grid** Company
300 Erie Boulevard West
Syracuse, New York 13202
February 17, 2004

Honorable Jaclyn A. Brilling, Secretary
State of New York
Public Service Commission
Office of the Secretary, 19th Floor
Three Empire State Plaza
Albany, New York 12223-1350

RE: Case No. 99-M-0631 - In the Matter of Customer Billing Arrangements
Case No. 03-M-0117 - In the Matter of Implementation of Chapter 686 of the Laws of 2003/
Order Relating to Implementation of Chapter 686 of the Laws of 2003 and Pro-Ration of Consolidated
Bills
Case No. 98-M-1343 - In the Matter of Retail Access Business Rules

Dear Secretary Brilling:

The enclosed leaves, issued by Niagara Mohawk Power Corporation ("Company"), are transmitted for filing in compliance with Order of the Public Service Commission ("Commission"), State of New York issued and effective December 19, 2003, in Case No. Nos. 98-M-1343, 99-M-0631 and 03-M-0117.

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UBP Addendum No. 1

To PSC No. 219 Gas

Effective: February 19, 2004

Background

On November 21, 2003, an Order was issued by the Commission that established statewide business procedures for distribution utilities to file revised tariffs incorporating the revised UBP to take effect 90 days after the date of the UBP Order's issuance date. Also, by Order of December 5, 2003, the Commission clarified requirements for pro-ration of partial customer payments on consolidated bills and implementation of amendments to the Home Energy Fair Practices Act ("HEFPA"). This Order directed the utilities to adopt the UBP changes implementing these amendments and commence pro-ration within 60 days after the issue date of this Order.

On December 12, 2003, a collaborative of distribution utilities filed a petition requesting an extension of certain deadlines in the UBP and HEFPA Orders. It was also requested that these changes become effective on one day's notice, consistent with each other, to avoid confusion in the tariff filing procedures and the possible "pancaking" of tariff changes. It was also requested that these leaves become effective on a temporary basis to allow the Commission more time to review and further scrutinize the revised tariffs.

After review and comments from interested parties, the Commission concluded that the request of the distribution utilities to file tariffs complying with the UBP and HEFPA Orders with the same effective date was reasonable and efficient. Therefore, the Commission directed that the effective date of changes to the UBP and for changes necessary to implement HEFPA is extended to February 19, 2004, to be effective on one day's notice, on a temporary basis until further review of the Commission. The request for postponement of the implementation for pro-ration and compliance with EDI, however, was denied by the Commission.

Purpose of Filing

The above leaves and UPB Addendum No. 1 are being issued in compliance with the Order Granting Extensions and Denying Petitions in Part, issued and effective December 19, 2003 in the above case numbers. This Order directed the listed utilities to file, on not less than one day's notice, revised tariffs incorporating the Uniform Business Practices ("UBP") to take effect on February 19, 2004, as an addendum to their tariffs and to change text of their tariffs and operating procedures, as necessary.

Service Classification No. 11 has been updated to remove tariff language and requirements that are now included in the revised UBP issued and effective November 21, 2003. The revised Uniform Business Practices, issued with Commission Order issued and effective November 21, 2003, have been included verbatim and have been included as UBP Addendum No. 1 to PSC No. 219 Gas and include revisions in accordance with the December 5 HEFPA Order.

Ordering Paragraph 1 of the Commission's Order issued December 5, 2003 required the Company to file "any operating procedures necessary to implement this Order" as well as the required tariff revisions. The Company's tariff revisions filed herein include any operating procedures necessary to implement the Order. The Company intends to update its complete Gas Transportation Operating Procedures Manual (GTOP) and its Electric Transportation Operating Procedures Manual in the near future.

As per Ordering Paragraph 4 of the Commission's Order issued December 5, 2003 in Case No. 98-M-1343 et. al., the requirements of newspaper publication was waived.

Please contact Raymond J. Penge at (315) 460-7777 with any questions related to this filing.

Please advise the undersigned of any action taken in regards to this filing.

Sincerely,

Marcia G. Collier
Manager, Gas Pricing

MGC/jsc (S:/tariffs/219tariff/docfile/letters/lett30)
Attachments