

November 25, 2009

VIA ELECTRONIC FILING

Honorable Jaclyn A. Brilling, Secretary  
New York State Public Service Commission  
Three Empire State Plaza  
Albany, NY 12223-1350

Re: New York State Legislature Bill S4283-B and A02442  
Amendment to PSL § 66-j; Net Metering for Residential Micro-  
Combined Heat and Power Generating Equipment  
Tariff Filing by Rochester Gas & Electric Corporation

Dear Secretary Brilling:

The New York State Legislature enacted Bills S4283-B and A02442 that became effective on August 26, 2009. This new law, which is incorporated into the consolidated laws of New York as an amendment to New York State Public Service Law Section 66-j, provides for the net energy metering of qualifying Residential micro-combined heat and power or fuel cell generating systems.

Subsection 3 of the new law provides that "each electric corporation shall develop a model contract and file a schedule that establishes consistent and reasonable rates, terms and conditions for net energy metering to customer-generators," on or before three months after the effective date of the new law. Rochester Gas & Electric Corporation ("RG&E" or the "Company") hereby submits this tariff filing in compliance with the new law.

The enclosed original and revised tariff leaves are submitted in compliance with the Public Service Commission's ("PSC" or "Commission") Appendix 7-H (electronic tariff filing system) to the Commission's Codes, Rules and Regulations (16 NYCRR Appendix 7-H).

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PSC No. 19 – Electricity

Leaf No. 2, Revision 9

Leaf No. 4.1, Revision 4

Leaf No. 160.39, Revision 4

Leaf No. 160.39.2, Revision 3

Leaf No. 160.39.3, Revision 2

Leaf No. 160.39.5, Revision 1

Leaf No. 160.39.6, Revision 1

Leaf No. 160.39.7, Revision 0

Leaf No. 160.39.8, Revision 0

Leaf No. 163.2, Revision 4

Leaf No. 178.2, Revision 4

Effective: February 26, 2010

**Description of the Proposed Revisions**

The attached tariff leaves provide for additional technologies to be eligible for net metering for residential customers. Residential customers will be able to install a Micro-combined Heat and Power (“MCHP”) generating system or a Fuel Cell generating system and be eligible for net metering.

The total rated generating capacity for solar, farm waste, MCHP or fuel cell electric generating equipment for customers is available on a first come, first served basis until the total rated generating capacity for such equipment in RG&E’s service area is equivalent to 16,250 kW.

Residential customers that participate in net metering for MCHP or fuel cell generating systems will receive credits, based on the Company’s avoided cost, when the output from the customer’s generator exceeds the amount of electricity supplied by RG&E.

Consistent with the new PSL, Section 66-j, the tariff was revised to include the customer’s responsibility to pay the electric corporation’s actual costs of installing a dedicated transformer or transformers or other equipment to protect the safety and adequacy of electric service, limited to three hundred fifty dollars (\$350) for a residential customer’s residence.

Customers electing service under the Public Service Law (“PSL”), Section 66-j are required to comply with the standards and requirements set forth in the Company’s tariff, PSC 19 – Electricity, and Addendum-SIR to PSC 19.

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**Newspaper Publication**

The Company respectfully requests that the requirement of § 66(12)(b) of the Public Service Law and 16 NYCRR §720-8.1 for newspaper publication be waived because a customer will be notified of these tariff changes when the customer submits an application for such service with the Company.

**Company Contacts**

Please direct any questions pertaining to this filing to Carl King at (607) 347-2959 or Tamara Prodrick at (585) 771-4204.

Very truly yours,

Mark O. Marini  
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Rate & Regulatory Economics