

April 1, 2009

VIA ELECTRONIC FILING

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

Re: New York State Legislature Bill S8415 and A11592
Amendment to Public Service Law § 66-1; Net Metering for Non-
Residential Wind Electric Generating Systems and Amendments to
Eligible Equipment for Farm Customers
Tariff Filing by Rochester Gas and Electric Corporation

Dear Secretary Brillling:

The New York State Legislature enacted Bills S8415 and A11592 that the Governor of the State of New York signed into law that became effective on January 1, 2009. This new law, which is incorporated into the consolidated laws of New York as an amendment to New York State Public Service Law ("PSL") Section 66-1, provides for the net energy metering of qualifying Non-Residential wind electric generating systems and makes revisions to the eligibility requirements for Farm customers.

Subsection 4 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 and 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).

Secretary Jaclyn A. Brillling,
April 1, 2009
Page 2

PSC No. 19 – Electricity

Leaf No. 2, Revision 7
Leaf No. 4.1, Revision 3
Leaf No. 160.34, Revision 2
Leaf No. 160.35, Revision 2
Leaf No. 160.36, Revision 2
Leaf No. 160.37, Revision 2
Leaf No. 160.38, Revision 2
Leaf No. 160.39, Revision 3
Leaf No. 160.39.5, Revision 0
Leaf No. 160.39.6, Revision 0
Leaf No. 163.2, Revision 3
Leaf No. 165.2, Revision 2
Leaf No. 173.2, Revision 1
Leaf No. 178, Revision 4
Leaf No. 178.2, Revision 3
Leaf No. 193.4, Revision 2
Leaf No. 204.1, Revision 4
Leaf No. 204.2, Revision 2
Leaf No. 239, Revision 4

Effective: July 1, 2009

Description of the Proposed Revisions

Amendments to PSL Section 66-1 included expanding the eligibility for wind generators to include non-residential customers. The tariff revisions the Company is submitting reflect the addition of Wind Non-Residential Electric Service Option to the General Information section of PSC 19. In addition to adding a Wind Non-Residential Electric Service Option, the rated capacity available under the Farm Wind Electric Generating System Option for a generating system is increased from one hundred twenty-five kW to not more than five hundred kW.

Service under General Information Section 12 Wind Electric Service Options will be available to customers on a first come, first served basis, until the total rated generating capacity available for wind electric generating equipment in RG&E's service area is equivalent to 4,875 kilowatts (kW).

Consistent with the revisions made to PSL Section 66-1, 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. A customer's responsibility is limited to five thousand dollars per farm operation or non-residential customer, or seven hundred fifty dollars for a residential customer's residence.

Secretary Jaclyn A. Brilling,
April 1, 2009
Page 3

RG&E is including revisions to expand eligibility for General Information Section 13, Electric Hybrid Generating System Option to non-residential customers installing qualifying types of generators. A customer that installs two types of qualifying generation pursuant to General Information Sections 12, 14, 15, or 16 are eligible as a “hybrid” customer taking service under Section 13.

Customers electing net metering service as described above are required to comply with the standards and requirements set forth in the Distributed Generation Interconnection Requirements found in Rule 10 of PSC 19 – Electricity, and Addendum-SIR to that tariff. Customers that have qualified for net metering service will not be subject to Standby Service pursuant to the terms set forth under Service Classification No. 14.

Newspaper Publication

The Company requests that the requirement of § 66(12)(b) of the Public Service Law and 16 NYCRR §720-8.1 as to 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.

Very truly yours,

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