

ARTICLE 10 REGULATIONS

State of New York Board on Electric Generation Siting and the Environment

TIMELINE

start date

PUBLIC INVOLVEMENT PROGRAM PLAN

Must be submitted to DPS at least 150 days prior to submittal of preliminary scoping statement.

→ Within 30 days, DPS provides comments on adequacy of the PIP.

→ Within 30 days of DPS comments, the applicant shall revise the PIP and respond to DPS comments.

→ PIP Implementation and Public Involvement continues throughout the Article 10 process.

three months

six months

PRELIMINARY SCOPING STATEMENT

Preliminary scoping statement must be submitted at least 90 days before application is filed.

PSS INTERVENOR FUNDING:
\$350/MW

→ Within 21 days the public, agencies, and municipalities can comment on the PSS.

→ Within 21 days of the closing of the comment period, the applicant will summarize and reply to material comments.

→ Within no less than 22 days and no more than 60 days, the Presiding Examiner will schedule an intervenor funds and stipulations hearing.

nine months

STIPULATIONS

Applicant may commence consultations, and seek agreement with the parties, as to the content of the application.

APPLICATION INTERVENOR FUNDING:
\$1,000/MW

twelve months

APPLICATION FILED

Within 60 days of filing, DPS determines if application is complete.

→ Following a Completeness Determination, the Chair of the Board shall fix a date for a public hearing.

→ Within a reasonable time after the public hearing date has been fixed, the Presiding Examiner shall hold a Pre-hearing Conference.

fifteen months

ADJUDICATORY PROCESS Includes hearings, testimony, briefs, reply briefs

eighteen months

BOARD DECISION ON CERTIFICATE

Within 12 months of determining application is complete, Siting Board must issue final decision.

twenty-one months