



March 2026 Tariff Changes

Presented by: William Wai, *Director of Rates*

March 25, 2026



Proposed Tariff Changes

1. Closure of TOD Bill Protection Guarantee to new entrants

- The TOD Bill Protection Guarantee is closed to new TOD entrants in accordance with LIPA's Tariff, as the TOD program Migration Schedule, previously approved by the Board, was completed.

2. Making permanent previously approved Emergency Tariff Modifications for Low-income customers

- The modifications provide LIPA low-income customers with the same rights and protections given to low-income customers in other utilities across the State.
 - Pauses the Household Assistant Rate (“HAR”) Program disenrollments through November 30, 2026
 - Extends the documentation lookback period for the HAR program Eligibility from 12 months to 18 months

Timeline

- ✓ **December 24, 2025** : Proposals published for public comment
- ✓ **February 23, 2026**: Public comment sessions
- ✓ **February 28, 2026**: Last day for written public comments
- ✓ **No Public Comments on proposed Tariff Changes**
- ✓ **March 19, 2026**: DPS recommendation on LIPA's Proposal
 - ✓ **DPS Staff finds the proposed updates to be consistent with Commission Orders and the Public Service Law and recommends that the Tariff modifications be adopted as proposed by the LIPA Board.**
- ❑ **March 25, 2026**: LIPA Board consideration



Thank You

William Wai
Director of Rates

lipower.org



FOR CONSIDERATION

March 25, 2026

TO: The Board of Trustees
FROM: Carrie Meek Gallagher
SUBJECT: Approval of Tariff Changes

Requested Action

The Trustees are requested to approve the following proposals to modify the Long Island Power Authority's ("LIPA" or the "Authority") Tariff for Electric Service:

1. **Time of Day (“TOD”) Bill Protection Guarantee:** Modifying LIPA's Tariff for Electric Service to expressly state that the TOD Bill Protection Guarantee is closed to new entrants consistent with the completion of the Migration Schedule.
2. **Household Assistance Rate (“HAR”) Program:** Modifying LIPA's Tariff for Electric Service to pause customer disenrollments in LIPA’s Household Assistance Rate (“HAR”) Program through November 30, 2026, and to extend the lookback period for LIPA’s HAR Program eligibility to eighteen (18) months.

TOD Bill Protection Guarantee: Background

On March 29, 2023, the LIPA Board of Trustees (the “Board”) approved a Tariff modification for the: (1) introduction of time-of-day rate(s), i.e., Rate Codes 194 and 195 (individually, a “TOD Rate” and together, the “TOD Rates”), that would become the standard rate for residential, non-heating service beginning in 2024; (2) migration of certain customers enrolled in LIPA’s previous standard flat rate (*i.e.*, Rate Code 180) to a new TOD Rate pursuant to a migration schedule determined by LIPA (the “Migration Schedule”); and (3) implementation of a 12-month bill protection guarantee which provided eligible customers with a risk-free transition to the new TOD Rates (*i.e.*, the TOD Bill Protection Guarantee).¹ This Tariff modification became effective on April 1, 2023.

The Tariff was further amended, effective June 2024, to clarify that the TOD Bill Protection Guarantee would be provided only to eligible customers that enrolled in a TOD Rate through the last scheduled customer migration (the “June 2024 Tariff Amendment”).

¹ <https://www.lipower.org/wp-content/uploads/2024/05/Approval-of-Tariff-Changes-for-Residential-Time-of-Day-Rates-new.pdf>

Pursuant to the Migration Schedule, which was previously presented to the Board, migration for eligible customers to a TOD Rate was completed in January 2026.²

TOD Bill Protection Guarantee: Proposed Action

In accordance with the June 2024 Tariff Amendment, LIPA Staff proposes to modify the Tariff to expressly state that the TOD Bill Protection Guarantee is closed to new entrants consistent with the completion of the Migration Schedule, previously adopted by the Board.

TOD Bill Protection Guarantee: Financial Impact

There are no material financial impacts to the Authority as the Tariff proposal memorializes closure of the Guarantee to new entrants consistent with the Migration Schedule.

TOD Bill Protection Guarantee: Stakeholder Comments

Two public comment sessions were held on LIPA's tariff proposals and written comments were also solicited from interested stakeholders. LIPA didn't receive public comments directly pertaining to the proposed tariff changes.

The New York State Department of Public Service (DPS) Staff supports the proposed tariff modification and recommends that the Board of Trustees adopt it as proposed. DPS Staff agrees that this proposal is consistent with LIPA's Tariff as previously approved by the Board to close the TOD Bill Protection Guarantee to new enrollees in TOD rates upon completion of the last scheduled migration.

HAR Program: Background

On November 13, 2025, the New York State Public Service Commission issued an Order Pausing Customer Disenrollments in Utility Energy Affordability Programs (the "Order") which, in relevant part, directed the regulated utilities to: 1) pause their Energy Affordability Programs ("EAP") disenrollments through November 30, 2026; and 2) file tariff amendments to extend, or where applicable, state that the lookback period for EAP eligibility is eighteen (18) months.³ LIPA's EAP is known as the HAR Program.

On December 17, 2025, the Authority's Board of Trustees (the "Board") approved emergency tariff modifications pausing customer disenrollments in LIPA's HAR Program through November 30, 2026, and extending the lookback period for LIPA's HAR Program eligibility to eighteen (18) months (the "Emergency Tariff Modification"), consistent with the Order.

² The Migration Schedule was previously presented to the Board at its Board meetings held in January 2024 and thereafter, including but not limited to the meeting held in November 2025.

³ *Case 14-M-0565 – Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers*, Order Pausing Customer Disenrollments in Utility Energy Affordability Programs, issued and effective November 13, 2025.

Pursuant to the emergency rulemaking provisions of the State Administrative Procedures Act (“SAPA”), State agencies are permitted to adopt a rule on an expedited, temporary basis for a maximum of 90 days if the action is necessary for the preservation of public health, safety, or general welfare. Additionally, the emergency rule can be re-adopted for a maximum of 60 days provided the agency has initiated the process to formally adopt the rule as permanent.

In the proposal regarding the Emergency Tariff Modification, which is attached hereto and incorporated by reference, LIPA Staff indicated that it would propose a rulemaking to make permanent the changes proposed therein.

HAR Program: Proposed Action

Staff proposes to modify the Tariff to provide LIPA customers with the same rights and protections provided to other utility customers in the State. Staff proposes to make permanent the Emergency Tariff Modifications previously approved by the Board.

Specifically, the Tariff will be amended to state that HAR Program disenrollments will be paused through November 30, 2026, and that customers will be eligible for the HAR Program if they provide documentation of enrollment in a qualifying program⁴ dated within eighteen (18) months of the date of their HAR Program application or renewal (*i.e.*, the “lookback period”), an increase from the Tariff’s current lookback period of twelve (12) months.

HAR Program: Financial Impact

There are no material financial impacts to the Authority or customers as it memorializes closure of the Guarantee to new entrants consistent with the Migration Schedule.

HAR Program: Stakeholder Comments

Two public comment sessions were held on LIPA's tariff proposals and written comments were also solicited from interested stakeholders. LIPA didn't receive public comments directly pertaining to the proposed tariff changes to the proposed tariff changes.

DPS Staff strongly supports the proposed modifications and recommends that the Board of Trustees adopt the modifications as proposed, as it aligns with the Commission’s Order, which directed the IOUs to provide their customers with adequate protections. DPS Staff also concludes the proposed tariff modification ensures that low-income customers within LIPA’s service territory

⁴ The public assistance programs through which a customer can qualify for the HAR Program are Low Income Home Energy Assistance Program; Medicaid; Supplemental Nutrition Assistance Program; Supplemental Security Income; Temporary Assistance for Needy Family Assistance; Safety Net Assistance – Public Assistance; United States Veterans Disability Pension or Veterans Surviving Spouse Pension or Child Health Plus. In addition, a customer may also qualify for the HAR Program if they can provide documentation of proof of enrollment in the Federal Lifeline Program or any public assistance program that would qualify under the Federal Lifeline Program. Tariff Leaf 20.

are protected from losing important financial assistance through no fault of their own during a time of uncertainty.

Public Comments

Written comments regarding LIPA's tariff proposals were solicited from interested stakeholders until February 28, 2026. LIPA held two public comment sessions virtually on February 23, 2026, (i) a morning session for customers of Suffolk County and (ii) an evening session for customers of Nassau County. Transcripts of the public comment sessions and a compendium of written comments received are attached as exhibits, and the comments are summarized above, together with responses from LIPA Staff.

Recommendation

For the foregoing reasons, I recommend that the Trustees approve the modifications to the Tariff for Electric Service described herein and set forth in the accompanying resolutions.

Attachments

- Exhibit A-1** Resolution Approving Tariff Modification related to Time of Day (“TOD”) Bill Protection Guarantee
- Exhibit A-2** Resolution Approving Tariff Modification related to Household Assistance Rate (“HAR”) Program
- Exhibit B-1** Time of Day (“TOD”) Bill Protection Guarantee - Tariff Redline
- Exhibit B-2** Household Assistance Rate (“HAR”) Program - Tariff Redline
- Exhibit C** DPS Letter of Recommendation on Tariff Changes
- Exhibit D-1** Public Comment Session Transcripts AM Virtual Session – February 23, 2026
- Exhibit D-2** Public Comment Session Transcripts PM Virtual Session – February 23, 2026

APPROVAL OF MODIFICATIONS TO LIPA'S TARIFF RELATED TO TIME OF DAY ("TOD") BILL PROTECTION GUARANTEE

WHEREAS, the Board of Trustees (the "Board") of the Long Island Power Authority ("LIPA") has adopted a Board Policy on Customer Value, Affordability, and Rate Design, which sets forth the Board's commitment to establishing rates and tariffs that equitably allocate costs, provide customers with the opportunity to save money, employ innovative rate designs, encourage conservation, efficient use of energy resources, and the transition to a carbon-free economy, and offer programs to maintain electric bills that are a reasonable percentage of income for low-income customers; and

WHEREAS, the Board has reviewed the proposal and determined that the proposal is consistent with LIPA's purpose, including as set forth in the Board Policy on Customer Value, Affordability, and Rate Design and the Board Policy on Clean Energy and Power Supply; and

WHEREAS, the Department of Public Service is supportive of this proposal; and

WHEREAS, following the issuance of public notice in the State Register on December 24, 2025, public hearings were held on February 23, 2026, in Suffolk County and in Nassau County, by phone and video conference accessible to all customers in LIPA's service territory, and the public comment period has since expired;

NOW, THEREFORE, BE IT RESOLVED, that for the reasons set forth herein and in the accompanying Memorandum, the proposed modifications to LIPA's Tariff, are hereby adopted and approved to be effective April 1, 2026; and be it further

RESOLVED, that the Chief Executive Officer and designees are authorized to carry out all actions deemed necessary or convenient to implement this Tariff; and be it further

RESOLVED, that the Tariff amendments reflected in the attached redlined Tariff leaves are approved.

Dated: March 25, 2026

APPROVAL OF MODIFICATIONS TO LIPA'S TARIFF RELATED TO HOUSEHOLD ASSISTANCE RATE ("HAR") PROGRAM

WHEREAS, the Board of Trustees (the "Board") of the Long Island Power Authority ("LIPA") has adopted a Board Policy on Customer Value, Affordability, and Rate Design, which sets forth the Board's commitment to establishing rates and tariffs that equitably allocate costs, provide customers with the opportunity to save money, employ innovative rate designs, encourage conservation, efficient use of energy resources, and the transition to a carbon-free economy, and offer programs to maintain electric bills that are a reasonable percentage of income for low-income customers; and

WHEREAS, the Board has reviewed the proposal and determined that the proposal is consistent with LIPA's purpose, including as set forth in the Board Policy on Customer Value, Affordability, and Rate Design and the Board Policy on Clean Energy and Power Supply; and

WHEREAS, the Department of Public Service is supportive of this proposal; and

WHEREAS, following the issuance of public notice in the State Register on December 24, 2025, public hearings were held on February 23, 2026, in Suffolk County and in Nassau County, by phone and video conference accessible to all customers in LIPA's service territory, and the public comment period has since expired;

NOW, THEREFORE, BE IT RESOLVED, that for the reasons set forth herein and in the accompanying Memorandum, the proposed modifications to LIPA's Tariff are hereby adopted and approved to be effective April 1, 2026; and be it further

RESOLVED, that the Chief Executive Officer and designees are authorized to carry out all actions deemed necessary or convenient to implement this Tariff; and be it further

RESOLVED, that the Tariff amendments reflected in the attached redlined Tariff leaves are approved.

Dated: March 25, 2026

VIII. SERVICE CLASSIFICATIONS: (continued):**A. SERVICE CLASSIFICATION NO. 1 - Residential Service (continued):
(Rate Codes: 180, 194, 195, 580)**4. Special Provisionsa) Time-of-Day Rate Option

Beginning in January 2024, Residential Customers will be assigned to Rate Code 194 at the time their account is established or, if previously established on Rate Code 180, according to a migration schedule determined by LIPA. All Residential Customers will retain the option of receiving service under Rate Code 180 or another eligible rate code. Existing Customers scheduled for transfer to Rate Code 194 will be reminded, prior to their scheduled transfer, of their option to remain on Rate Code 180 or another eligible rate code.

- (1) A bill protection guarantee for up to twelve (12) billing months will be provided to only those Customers who: (i) were billed under Rate Code 180 and who have not been on the following Rate Codes: 190, 191, 192, 193, 194, 195 at their current service address and who are migrated to or request enrollment in Rate Codes 194 or 195 through the last scheduled customer migration or (ii) are new residential accounts that do not qualify for Rate Code 580 and are assigned or request enrollment Rate Codes 194 or 195 through the last scheduled customer migration.
 - (a) At the end of the first twelve (12) billing months following their transition to Rate Code 194 or 195, LIPA will calculate what the Customer's bills would have been under Rate Code 180 for the same energy usage and, if lower, credit the difference on the next monthly bill.
 - (b) Customers that terminate their service or transfer to a rate code other than Rate Code 194 or 195 before the first twelve (12) months of billing have occurred will have their bill protection guarantee calculated up to that date of termination or transfer and receive the applicable credit in their next bill.
 - (c) Customers that transfer to another eligible rate code will see the rate change effective as of the date of their last issued bill.

(2) Consistent with the migration schedule, the bill protection guarantee is closed to new entrants.

b) Space Heating

The Space Heating Energy Charge in A.3. above will apply for the following heating applications, provided:

- (1) The size and design of the Customer's heating and heat pump equipment meets the Authority's specifications, and
- (2) The Customer submits a signed Application for this provision and a signed Certificate of insulation compliance, if it applies, and
- (3) The electric resistance heater or heat pump (fireplaces, coal and wood stoves are excluded) supplies all of the heating requirements of the building and is permanently connected.

I. General Information (continued):**C. General Terms and Conditions (continued):**1. Low Income Program Discount

a) Customer Requirements and Eligibility

- (1) Customers served under Service Classifications No. 1, Service Classification No.1 VMRP(S), and Service Classification No. 1 VTOU, who provide documentation of enrollment in a qualifying program as listed in Section I.B (Qualifying Low Income Customer) are eligible for a fixed discount on their bill.
- (2) Documentation of qualification must be dated no earlier than ~~twelve (12)~~eighteen (18) months prior to the date of application or renewal,
- (3) Eligibility and enrollment must be renewed each fourteen (14) months. To the extent that the Authority can automatically determine a Qualifying Low Income Customer's continued eligibility, the Customer will not need to re-apply.
- (4) Qualifying Low Income Customers whose continued eligibility cannot be automatically determined will be notified by the Authority as their enrollments expire. The Authority will allow such customers four (4) months from the expiration of their enrollments (the "Grace Period") to complete the renewal process. During the Grace Period, Qualifying Low Income Customers will continue to receive discounted charges. Qualifying Low Income Customers who do not complete the renewal process within the Grace Period and whose continued eligibility cannot be automatically determined by the Authority will become ineligible for the discounted charges until the renewal process is successfully completed. The Authority may extend the Grace Period in the event a state of emergency affecting the service territory is declared. Disenrollments are paused through November 30, 2026.
- (5) The Authority may in its sole discretion limit participation in Long Island Choice by Qualifying Low Income Customers (defined in Section I.B above) as needed for consistency with New York State policy as set forth in Orders of the Public Service Commission.

b) Discounts

- (1) The Tier 1 discount is available to all Qualifying Low Income Customers. Customers that have received a HEAP benefit plus one (1) add-on shall receive the Tier 2 discount. Customers that have received a HEAP benefit plus two (2) add-ons shall receive the Tier 3 discount. The Tier 4 discount is reserved for customers with Direct Voucher/Guaranteed Payment. HEAP recipients receive add-ons for households with a vulnerable individual (household member who is age 60 or older, under age 6 or permanently disabled) and/or if the household's gross income meets HEAP Tier 1 income guideline.
- (2) The daily discount rate can be found on a separate Statement of Low Income Program Discount.

I. General Information (continued):**C. General Terms and Conditions (continued):**

c) Billing

- (1) Upon enrollment (or, for customers already enrolled as of the effective date of this Leaf, upon renewal), each Qualifying Low Income Customer who is (a) eligible for a Balanced Billing Plan (in accordance with Section IV D. 2); (b) not already enrolled in a Balanced Billing Plan; and (c) not a participant in the Division of Social Service direct voucher payment program will be notified that the Authority will enroll the Customer in a Balanced Billing Plan unless the Customer prefers to remain on standard billing. After a reasonable opportunity to decline Balanced Billing has been provided, any such Qualifying Low Income Customer who does not decline will be enrolled in a Balanced Billing Plan.
- (2) If the total bill credit identified in C.21.b) (1) exceeds the charges for the entire billing period including Power Supply Charge, the current billing period's discount will equal the total bill for that period.

d) Reconnection Charges

- (1) As per Section V.H.3.d) the "Reconnection Charge" will not apply to Qualifying Low Income Customers receiving financial assistance from a local social services department.

2. Customer Contact Consent

- a) Customers who provide their wireless telephone number to the Authority when they initially sign up to receive utility service, subsequently supply the wireless telephone number, or later update their contact information, are giving consent to be contacted by the Authority at that number with messages that are closely related to the utility service, which may include but are not limited to the following: notification of planned or unplanned service outages; notification of field work that directly affects the Customer's utility service; and notification that failure to make payment will result in service curtailment.



KATHY HOCHUL
Governor

RORY M. CHRISTIAN
Chief Executive Officer

March 19, 2026

Via E-mail and U.S. Mail

Honorable Tracey A. Edwards, Chairwoman
Board of Trustees
Long Island Power Authority
333 Earle Ovington Blvd.
Uniondale, New York 11553
LIPATrustees@lipower.org

Re: Matter 26-00346 – Recommendations Regarding Long Island Power Authority's Proposed Modifications to its Tariff for Electric Service

Dear Chairwoman Edwards:

I am pleased to provide the recommendations of the New York State Department of Public Service (DPS or the Department) regarding the proposed changes to the Tariff for Electric Service (Tariff) by the Long Island Power Authority (LIPA or the Authority), effective March 25, 2026, and April 1, 2026. The LIPA Reform Act empowers the Department to make recommendations concerning the operations and terms and conditions of service provided by the Authority and its Service Provider. The Department recommends that the LIPA Board of Trustees (Board) adopt the Authority's proposals as discussed herein.

LIPA proposes two modifications to its Tariff: 1) to pause disenrollments in its Low-Income Discount Program known as the Household Assistance Program (HAP),¹ and extend the lookback period for HAP eligibility, and 2) add clarifying language to the Tariff acknowledging that the 12-month Time-of-Day Bill Protection Guarantee (TOD Bill Protection Guarantee) is closed to new enrollees.

In accordance with the State Administrative Procedure Act, LIPA requested public comments for each of the proposals, by February 28, 2026. LIPA accepted written comments submitted to a designated email address provided on their website and held two public comment sessions on February 23, 2026. Due to Winter Storm Hernando, both public comment sessions were held virtually at 10:00am and 6:00pm. Public comments were provided by members of the public; however, no comments were provided directly pertaining to the proposals considered herein. Additionally, no written public comments were provided.

¹ Though referred to as the Household Assistance Rate (HAR) in LIPA's tariff proposal, the program is currently known as Household Assistance Program (HAP) and is listed as such on PSEG LI's website. Additionally, LIPA's tariff refers to this program as the Low Income Program Discount.

Household Assistance Program

LIPA proposes to modify its Tariff, effective March 25, 2026, to pause disenrollments in HAP, which is part of the Energy Affordability Program (EAP) established by the Public Service Commission (PSC or The Commission). The proposal also extends the eligibility lookback timeframe, pertaining to dates on qualifying documentation submitted by customers for renewal or enrollment in HAP, from 12 months to 18 months. With these proposed modifications, LIPA will provide its customers with the same rights and protections as directed by the Commission, to prevent LIPA's customers from suffering any negative impacts of funding delays stemming from the federal government shutdown.²

The federal government shutdown significantly delayed funding for the Federal Low Income Home Energy Assistance Program (LIHEAP), which provides states with funding for their respective state-administered programs. New York's program is referred to as the Home Energy Assistance Program (HEAP).

Delayed funding of LIHEAP created uncertainty for customers who rely on bill credits provided through each utility's EAP. The Office of Temporary Disability and Assistance (OTDA), which administers HEAP benefits to eligible low-income households in New York State, announced that there would be delays in receiving and disbursing HEAP funds to utilities. Delays in funding would prevent utilities from applying the necessary credits to customers' bills.

On October 31, 2025, the DPS General Counsel issued a letter (DPS Letter), directing the IOUs to pause disenrollments in their respective EAPs from November 1, 2025 through November 30, 2025 due to the federal government shutdown.³ The DPS Letter was issued in response to a Petition from the IOUs, which requested that the Commission "take emergency action to temporarily pause disenrollment of residential customers in their respective Energy Affordability Programs (EAPs) due to the current federal government shutdown."⁴

Further, OTDA announced that the delays in LIHEAP funding would also impact HEAP enrollments for the 2025-2026 winter program. Enrollment typically commences

² 14-M-0565, Proceeding on Motion of the Commission to Examine Programs to Address Energy Affordability for Low Income Utility Customers, Order Pausing Customer Disenrollments in Utility Energy Affordability Programs (issued November 13, 2025) (Emergency Order). The Commission issued its Order pausing EAP disenrollments on an emergency basis under Section 202(6) of the State Administrative Procedure Act (SAPA).

³ 14-M-0565, supra, DPS Letter to Utilities (filed October 31, 2025).

⁴ 14-M-0565, supra, New York Utilities Emergency Petition (filed October 31, 2025), p. 1.

at the start of November.⁵ Low-income households not only rely on a HEAP benefit, but their receipt of such assistance automatically informs eligibility for enrollment in EAPs through their respective utilities. Without this pause in disenrollments, many customers would have been at risk of losing their monthly EAP credits on their bills, as their eligibility could no longer be recertified.

The Commission's Emergency Order directed the IOUs to pause EAP disenrollments through November 30, 2026, and re-enroll all customers who were disenrolled on or after October 1, 2025, due to non-verification of eligibility. Also, the Commission directed the IOUs to modify their tariffs to extend the lookback period to certify and recertify EAP eligibility, based on dated documentation, to a period of 18 months to further protect against disenrollment.⁶ The Emergency Order also directed Multifamily building owners with submetered residents who self-certify to pause disenrollments of residents so they would not lose their respective discounts.⁷

The Emergency Order also stated that:

[The Commission] anticipate[s] that LIPA and PSEG LI will adhere to the temporary pause on disenrollment of customers and that LIPA and PSEG LI will adopt similar provisions in their Tariff consistent with those directed in this proceeding.⁸

Further, section 1020-cc(1) of the Public Authorities Law, requires LIPA to provide its customers with the same rights and protections that are provided by other utilities under Article 2 of the Public Service Law.⁹

Consistent with the IOUs, on November 12, 2025, the LIPA Board of Trustees adopted a temporary pause on disenrolling customers from HAP as well as a temporary suspension on disconnections for customers enrolled in the program through December 17, 2025.¹⁰ Additionally, on December 9, 2025, LIPA filed a Notice of Proposed Rulemaking in the State Register with the intent of modifying its tariff on a permanent basis to align with the PSC's Order to pause HAP disenrollments through November 30, 2026, and extend the eligibility lookback period for customers to 18 months. To avoid

⁵ OTDA, 2025-2026 HEAP Regular Component Opening Date Postponed (October 21, 2025), <https://otda.ny.gov/policy/gis/2025/25DC068.pdf>; OTDA, Updated Information on the 2025-2026 HEAP Regular Component Opening Date (October 31, 2025), <https://otda.ny.gov/policy/gis/2025/25DC073.pdf>.

⁶ Emergency Order, pp. 14-16.

⁷ Emergency Order, p. 17.

⁸ Emergency Order, p. 18.

⁹ Emergency Order, p. 17.

¹⁰ LIPA, Resolution to Temporarily Pause Disenrollments from LIPA's Household Assistance Rate Program (November 12, 2025), <https://www.lipower.org/wp-content/uploads/2025/11/8.-Consideration-of-Approval-to-Temporarily-Pause-Disenrollments-from-LIPAs-Household-Assistance-Rate-Program.pdf>.

any lapse in protection, the Board approved the proposal as an emergency adoption pursuant to the State Administrative Procedure Act (SAPA) Section 202(6) on December 17, 2025, for 90 days, with the ability to extend it up to an additional 60 days or when the Board would be able to vote and adopt it permanently on March 25, 2026. Thus, this proposal effectuates the same protections and aligns LIPA's Tariff with those of New York State's IOUs.

The proposed tariff modification ensures that low-income customers within LIPA's service territory are protected from losing important financial assistance through no fault of their own during a time of uncertainty. The proposal aligns with the Commission's Order, which directed the IOUs to provide their customers with adequate protections. As such, Staff strongly supports the proposed modifications and recommends that the Board of Trustees adopt the modifications as proposed.

Time-Of-Day Bill Protection

LIPA proposes to modify its Tariff to acknowledge the closure of the 12-month Time-of-Day Bill Protection Guarantee (TOD Bill Protection Guarantee) to new enrollees in TOD rates. This modification would become effective April 1, 2026.

On March 29, 2023, LIPA's Board adopted two new Rate Codes, the standard TOD rate, Rate Code 194 and the Super Off-Peak TOD rate, Rate Code 195. Rate Code 194 became the standard rate for residential non-heating customers beginning in 2024, and the Super Off-Peak TOD Rate Code 195 is offered as an optional alternative. Effective January 2024, new residential customers were assigned to Rate Code 194 instead of the flat Rate Code 180, as they were previously. Similarly, existing residential customers on Rate Code 180 could opt into or were eventually migrated to Rate Code 194 over time. LIPA migrated customers in waves between 2024 and 2026, however, customers have the option to opt-out of TOD rates and either remain on or return to Flat Rate Code 180 at any time.

In implementing TOD Rates, LIPA provided eligible customers on TOD rates with a TOD Bill Protection Guarantee for their first 12 months on the new rates. The TOD Bill Protection Guarantee provided customers with a credit if their bills on the TOD rate were higher than had they been billed on Rate Code 180. If a customer opted out during their first 12 months on TOD rates, then the bill protection guarantee ended when they opted out. Further, LIPA modified its Tariff to make clear that the TOD Bill Protection Guarantee was available only to eligible customers who voluntarily enrolled in either TOD Rate, new customers placed on the TOD rate, and customers who were migrated to the TOD rate, through the last scheduled migration. As stated in DPS'

recommendations, Staff supported TOD bill protection because it would incentivize enrollment in TOD rates.¹¹

LIPA and PSEG LI completed the final scheduled migration in January 2026, and as such LIPA proposes these modifications to acknowledge the closure of the TOD Bill Protection Guarantee to new enrollees in TOD rates. Staff recognizes that upon completion of the final migration, the participation rate in TOD rates among eligible residential customers was 97 percent.¹²

This proposal is consistent with LIPA's Tariff as previously approved by the Board to close the TOD Bill Protection Guarantee to new enrollees in TOD rates upon completion of the last scheduled migration. Further, the modification has no financial impact to LIPA.¹³ Accordingly, Staff supports the proposed tariff modification and recommends that the Board of Trustees adopt it as proposed.

Conclusion

Department Staff has reviewed LIPA's proposed Tariff modifications and finds the proposed updates to be consistent with Commission Orders and the Public Service Law. The Department therefore recommends that the Tariff modifications be adopted by the LIPA Board of Trustees.

Respectfully submitted,



Rory M. Christian
Chief Executive Officer

CC: Carrie Meek Gallagher, LIPA Chief Executive Officer
Bobbi O'Connor, LIPA General Counsel & Secretary to the Board of Trustees
William Wai, LIPA Director of Rates
Scott Jennings, PSEG LI President and Chief Operating Officer
Andrea Elder-Howell, PSEG LI VP Legal Services
Joseph Trainor, PSEG LI Senior Manager of Rates
Nicholas Forst, DPS LI Acting Director
Peter Hilerio, DPS LI Counsel

¹¹ Matter 24-00490, Recommendations Regarding Long Island Power Authority's Proposed Modifications to its Tariff for Electric Service, Recommendation Letter (issued May 17, 2024), p. 3.

¹² PSEG Long Island Operating Report, LIPA Board of Trustees Meeting, January 28, 2026, Slide 15.

¹³ Long Island Power Authority Tariff for Electric Service, Sixth Revised Leaf No. 187.

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LONG ISLAND POWER AUTHORITY

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VIRTUAL PUBLIC HEARING:

Proposal Concerning Proposed Changes to
LIPA's Tariff

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LIPA
333 Earle Ovington Boulevard
Uniondale, New York 11553

February 23, 2026
10:03 a.m.

B e f o r e:

WILLIAM WAI,
THE PRESIDING OFFICER

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A P P E A R A N C E S :

William Wai, Presiding Officer

Gaspare G. Tumminello, Manager

Soneka V. Cowles, Stenographer

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MR. WAI: Welcome to the Long Island Power Authority's public hearing this afternoon. As you know, this morning's hearing is being moved to a virtual format due to the weather. My name is William Wai. I'm the presiding officer for the hearing this morning.

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The purpose of this hearing is to receive public comments regarding proposed changes to the Authority's Tariff on two topics. Copy of the tariff proposals are available on the Authority's website, www.lipower.org, and they will be incorporated into the records for the hearing.

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The procedure for this morning's hearing is simple. In a moment, I will provide a short overview of the proposals, and after that, I'm going to call for comments from the members of the public in a virtual room.

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When you are called to speak, unmute. Please start by telling us your name and whether you are speaking on behalf of any organization or group. If you want to speak this morning and haven't let us know yet, you have to raise your hand before speaking.

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Please note that, as the purpose of this hearing is to receive your comments regarding the

1

2 tariff proposals, I will not be responding to any questions
3 or comments today. Your comments will be relayed to the
4 Authority's Staff and Board of Trustees for their
5 consideration at the next board meeting.

6

7 If you have questions as opposed to
8 comments, we'll be happy to discuss them with you after the
9 session, and you can also email or write to us with any
10 comments you have, and they'll be include for the record to
11 the Trustees.

12

13 The first topic is to clarify the Bill
14 Protection Guarantee is closed for new entrants of our Time
15 of Day, TOD, program in according to with the Tariff's, as
16 the TOD program Scheduled Migration was completed.

17

18 The second proposal is to make
19 permanent the Emergency Tariff Modification previously
20 approved by the Board. These approved changes provide LIPA
21 customers with the same rights and protections given to
22 customers in other utilities across the State.

23

24 The two items, specifically, pause the
25 Household System Rate Program disenrollment through
26 November 30, 2026, and also extend documentation lookback
27 period for the HAR problem eligibility from 12 months to 18
28 months.

29

30 Now, I'm going to open for public

1

2 comments. Do we have anyone? Are there any hands raised?

3 I see Billy Roberti.

4

5 MS: ROBERTI: Good morning, on this
snowy evening. Good morning, sorry. Can you hear me?

6

MR. WAI: Yes.

7

8 MS: ROBERTI: Okay. My name is Billy
9 Roberti. I live in Huntington Station, and I'm a Renewable
10 Energy Consultant with my own company. I am not
11 representing any particular company. I'm representing what
I think is best for LIPA and its rate payers.

12

13 My big concern is that most people are
14 not focused on the immediate issue with our power system,
15 low capacity during peak demand. We do not really need
16 baseload now. We need power on the hottest days in summer
17 between 3:00 and 7:00 p.m. The quickest solutions are
18 wind, battery storage, and solar. Rather than repowering
19 old gas power plants or building new ones, going with this
20 ladder option will keep us stuck with them for 20 -- 10 to
25 years.

21

22 But what we need is to change the
23 tariffs so that they benefit those people who are
24 interested in investing in solar, wind, and battery
25 storage. Right now, the -- the tariffs are not enough of
an inducement to get these capitalists to have the money to

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2 do this, and we desperately need battery storage,
3 commercial solar, and wind. Now, wind I know we can't do
4 too much about with the current administration, but that's
5 a limited time.

6

7 But what we need is LIPA to be doing
8 more outreach about these. There's all this bad
9 information going around about battery energy storage, and
10 yet LIPA is absolutely silent with that, and this is not
11 going to help anyone. We really need to get the population
12 on board with battery energy storage because that way, we
13 will have the power during those peak times.

14

15 And I know that's not exactly what this
16 is about, but I want to induce and encourage LIPA to start
17 looking at better inducements to get these technologies on
18 the road because they are the cheaper and quicker solution,
19 and it is the tariffs that are going to make the difference
20 as to whether we succeed with getting more renewable power,
21 which is cheaper and quicker to build than if they don't.

22

23 So that's why I'm speaking at this
24 tariff hearing. We need to update the tariff to make these
25 possibilities actually become realities. Thank you.

26

27 MR. WAI: Thank you for your comment.
28 I have Maria Branco.

29

30 MS. BRANCO: Good morning.

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MR. WAI: Good morning.

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MS. BRANCO: If you don't mind, even though it's not about it. I'd just like to agree with the previous commenter that it is indeed the case that Long Island is getting into difficulty with your power supply.

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I'm sure that you are aware that the power plants that exist in Long Island range in age from 25 to 70 years old, and we do need to do something about the storage, as well, of course, replacing what we have.

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So I just wouldn't to agree and add my voice to the same and bring up the item that our, the existing generation within Long Island, is of a certain age, and we cannot count on it to be constantly reliable. Thank you very much.

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MR. WAI: Thank you. I don't see anyone with their hand raise. If I missed somebody.

17

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MR. TUMMINELLO: There's no one with their hand raised, William.

19

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MR. WAI: Thank you, Gaspare. We'll give a few minutes. We'll go off the record and give it a few minutes. Thank you.

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(A brief recess was taken.)

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MR. WAI: Let's get back on the record. I see Billy Roberti raise your hand again.

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MS. ROBERTI: Yes, I have some other ideas. For one thing, there is a public service commission order that is about ConEd. It was suggesting that they commence putting planning efforts to identify potential solutions to solve, or contribute to solving, the anticipated rehabilitability needs, and it was stated that LIPA was going to follow these suggestions.

9

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12

And again, not directly related to tariff, but I wondered whether they are. I want to put in a plug to have them seriously consider all these solutions as soon as possible. Thank you.

13

14

MR. WAI: Thank you. I see Joseph

Agovino.

15

16

MR. AGOVINO: Hi there. Can you hear me?

17

MR. WAI: Yes. Good morning.

18

19

MR. AGOVINO: Good morning. How are you? How's the snow treating you today?

20

21

MR. WAI: Yeah. We had to move to the virtual, right?

22

23

24

MR. AGOVINO: Yeah, no kidding. I guess I'm just curious. I was really just kind of sitting here to observe and kind of take notes.

25

So will there be any kind of

1
2 presentation, or is this literally just a -- a kind of a
3 ask your question back and forth type of thing?

4 MR. WAI: This is a public comment
5 session where we hear your comment about the changes.

6 MR. AGOVINO: Right.

7 MR. WAI: So Joseph, would you mind
8 start by telling us your name and if you are speaking on
9 behalf of any groups or organizations?

10 MR. AGOVINO: Yeah. Again, my name is
11 Joe, Joseph is fine, Agovino, and I'm here mainly to
12 observe, but I work with Assemblywoman Judy Griffin's
13 office now. She's in Nassau, and I believe this is the
14 Suffolk County version; is that correct?

15 MR. WAI: Yes.

16 MR. AGOVINO: So we'll be doing this
17 again this evening?

18 MR. WAI: Yes. There's another public
19 comment session this afternoon.

20 MR. AGOVINO: Got you. Okay. Yeah.
21 Anyway, like, I don't have anything specific to ask or
22 comment on. I'm -- I was really here to kind of get -- I'm
23 really here kind of just observing.

24 You know, taking notes on -- take the
25 pulse of the public, I guess. But I'm gonna log into the

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one later this evening. I have a feeling a lot of people are at this point just kind of working on shoveling out at this point, so. Thank you for your time.

MR. WAI: Thank you.

MR. AGOVINO: Take care. Bye.

MR. WAI: You too. Now, we are about 10:29. I don't see any hands raised down there. We'll probably close the session in about 10:30. So if you still want to speak, let us know.

The time is 10:30, and let's go off the record and close the meeting. Thank you.

(Whereupon, at 10:30 a.m., the meeting was adjourned.)

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STATE OF NEW YORK)

) ss.:

COUNTY OF QUEENS)

I, Soneka V. Cowles, a Shorthand
(Stenotype) Reporter and Notary Public within and
for the State of New York, do hereby certify that
the foregoing Statement On the Record, taken at
the time and place aforesaid, is a true and
correct transcription of the teleconference
audio.

IN WITNESS WHEREOF, I have hereunto set
my name this 23rd day of February, 2026.

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Soneka V. Cowles

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LONG ISLAND POWER AUTHORITY

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VIRTUAL PUBLIC HEARING:

Proposal Concerning Proposed Changes to
LIPA's Tariff

-----X

LIPA
333 Earle Ovington Boulevard
Uniondale, New York 11553

February 23, 2026
6:00 p.m.

B e f o r e:

WILLIAM WAI,
THE PRESIDING OFFICER

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A P P E A R A N C E S :

William Wai, Presiding Officer

Gaspare G. Tumminello, Manager

Soneka V. Cowles, Stenographer

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P R O C E E D I N G S

MR. WAI: Good afternoon. Welcome to the Long Island Power Authority's public hearing this afternoon. As you know, this afternoon's hearing is being moved to virtual-only format due to the weather. My name is William Wai. I am the presiding officer for this hearing this afternoon.

The purpose of this hearing is to receive public comments regarding proposed changes to the Authority's Tariff on two topics. Copy of the tariff proposals are also available on the Authority's website, www.lipower.org, and they will be incorporated into the record for the hearing.

The procedure for this hearing this afternoon is simple. In a moment, I will provide a short overview of the proposals, and after that, I'm going to call for comments from the members of the public in the virtual meeting room.

When you are called to speak and unmute, please start by telling us your name and whether you are speaking on behalf of any organizations or group. If you want to speak this afternoon and haven't let us know yet, you can raise your hand using the raise hand function.

Please note that, as the purpose of

1

2 this hearing is to receive your comments regarding the
3 tariff proposals. I will not be responding to any
4 questions or comments today. Your comments will be relayed
5 to the Authority's Staff and Board of Trustees for their
6 consideration at the next board meeting.

7

8 If you have questions as opposed to
9 comments, we'll be happy to discuss them with you after the
10 session, and you can also email or write to us with any of
11 your comments, and they'll be incorporate for the records
12 to the Trustees.

13

14 Now, let's turn to the proposal. There
15 are two topics. The first topic is to clarify Bill
16 Protection Guarantee is closed to new entrants of our Time
17 of Day (or TOD) program in accordance with the Tariff, as
18 the TOD program Scheduled Migration was completed.

19

20 The second topic is to make permanent
21 the Emergency Tariff Modifications previously approved by
22 the Board. These approved changes provide LIPA customers
23 with the same rights and protections given to customers in
24 other utilities across the State.

25

26 Specifically, we are pausing the
27 Household Assistant Rate Program, HAR program,
28 disenrollments through November 30, 2026, and we also
29 extending documentation lookback period for the HAR program

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2 eligibility from 12 months to 18 months.

3

4 These are the brief discussion of the
5 proposals. Now, I'm going to open for public comments. If
6 you have comment to make, please raise your hand. We have
7 Peter Gollon.

8

9 MR. GOLLON: Yes, that's me. Can you
10 see me, hear me?

11

12 MR. WAI: Yes.

13

14 MR. GOLLON: Okay. Thank you. My name
15 is Peter Gollon. I live in Huntington, and I'm speaking on
16 behalf of the Long Island Sierra Club.

17

18 The purpose of the Time of Day rates is
19 to move electricity consumption off the late afternoon peak
20 by offering financial incentives to customers to do that.
21 The existing program does that to some extent. It should
22 be made through default rate with no escape patch, like the
23 bill protection guarantee by those approved tariffs change.

24

25 However, things are more complicated
than delaying in completing some offshore wind projects,
and the cancellation of others makes it more urgent to
limit peak usage since generation will not be available in
the expected quantity at the peak time. That's when most
polluting, most carbon-emitting, and the most expensive
Pico plants are used.

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These must be eliminated even as total electricity use rises because climate changes increases the need for air conditioning, and more electric vehicles need charging, enjoying Long Island's roads. LIPA needs to look at a number of different ways of doing this, of suppressing the peak demand, and getting electricity to match.

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First, it needs to have more batteries installed. Batteries that can be charged off-peak and discharged during peak demand. Green Mountain Power in Vermont leases batteries to its homeowners so they have blackout protection, and they let the utility shift generation from off-peak to on-peak times when the batteries are charged and discharged.

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Pretoria scale installations, LIPA should investigate newer battery technologies. Batteries that do not have the potential to catch fire, and although opposed by nearby residents. These technologies include sodium batteries and iron-air batteries with capacities to discharge over much longer times than lithium-ion batteries.

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Similarly, LIPA should encourage the purchase of electric vehicles that can transfer some of the energy in their batteries to the home, and then to the grid, rather than just charging them from the grid. That

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2 essentially is a power plant that is equivalent to a
3 homeowner or utility-scale battery.

4

5 Why not subsidize two-way chargers
6 compatible with charged cars that have the same two-way
7 energy transfer potential? Most new cars easy to do, with
8 the exception of Tesla, but eventually I think they'll get
9 the message. But we need this as, basically, getting --
10 buying a car, getting a pack of batteries for free.

11

12 LIPA should offer rebates on ground
13 source heat pumps and new construction in order to
14 eliminate the upfront cost advantage that air source heat
15 pumps have. And that, unfortunately, the air source heat
16 pumps have greater summer peak demand than a ground source
17 heat pump. Equalize the cost differential, and then people
18 will get a new construction, efficient houses, they'll get
19 the ground source heat pump.

20

21 LIPA also needs to revisit efficiency
22 programs. Especially commercial efficiency programs since
23 it's often less expensive to save a kilowatt hour than to
24 generate one, and a kilowatt hour saved creates no peak
25 demand and no carbon emissions.

26

27 Finally, what about virtual power
28 plants in which customers are paid to reduce and illuminate
29 their on-peak demand, thus reducing total assisted energy

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2 use at that time. In of the above -- any of the above
3 would benefit all LIPA customers since under the rules for
4 the purchase of energy for merchant generation. All
5 successful -- successful bidders are paid a market-clearing
6 price.

7

Mainly, the price paid to the highest
8 successful bidder. That's eliminating the last, most
9 expensive electricity purchase, reduces the price of every
10 megawatt-hour purchased, and all rate payer's benefit.

11

It's time for LIPA to study all of the
12 above and implement those that make economic and climate
13 sense. If LIPA doesn't have the staff and the bandwidth to
14 do this, there's no shortage of consultants in the field
15 that do have the staff and the bandwidth.

16

I await to see what action LIPA board
17 will take and LIPA management will take on this. I'm
18 hopeful, but not certain. Thank you.

19

MR. WAI: Thank you for your comment,
20 Peter. Currently, I don't see any hands raised. I see
21 Richard Gallagher. Hello, Richard. I cannot hear you. I
22 see your hand raised, but it looks like I cannot pick up
23 any sound from you. Looks like we have a technical
24 challenge. Let's go off-the-record.

25

(A brief recess was taken.)

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MR. WAI: We can go back on the record now. Richard Gallagher.

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MR. GALLAGHER: My name is Richard Gallagher. I'm the president of Gallagher Electric Incorporated out of Hicksville, New York, Long Island. I'm a lifelong Long Islander. Born at Huntington Hospital.

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13

My questions are as thus: For the tariffs, I would just like to know if there is going to be any tariffs or taxation on different types of power. For example, as you know, we have small micro nuclear units we can use now and deploy them in different parts of the country. They can power 5,000 homes.

14

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17

I am also certified with Tesla. I can install any Megapack, any Powerwall, or any device that Tesla has. I also hold six licenses in Long Island, in this state. So I can do the job myself.

18

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So my question is, can I -- is it going to be taxation or tax on nuclear, that's one that I'm seeking, and of course Tesla battery and Megapack for the storage. And then to resell the grid with Tesla's Autobidder.

23

24

25

And the next power source that will be investigating and have been investigating is, now that they have different sources of power, as you know. Besides the

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2 regular old standard way, we can use microwave, and we can
3 use Infrared, and we can use hydrogen.

4

5 We have Access to 10,000 installing
6 satellites that circle the globe. So, we have different
7 sources of power that can be used besides wind, and that's
8 my question. I would like to know if there is going to be
9 taxation on specific tariffs on those two types of power.

10

11 If I am allowed to install the grid on
12 Long Island, as we all know, we have open a deal will.

13

14 Thank you for your time.

15

16

17 MR. WAI: Thank you for your comment,
18 Richard. I don't see any hands raised at this point.
19 We'll wait for a few minutes. I see a hand raised.
20 Fred Harrison, can you hear me?

21

22

23 MR. HARRISON: Yes. Thank you very
24 much. Can you hear me?

25

26

27 MR. WAI: Yes, we can hear you.

28

29 MR. HARRISON: Thank you very much.
30 Sorry, I'm a little bit delayed. My name is Fred Harrison.
31 I volunteer with Food and Water Watch, and I have some
32 comments on the tariff changes.

33

34

35 The two recommended tariff changes seem
36 quite reasonable. The rate guaranteed connected to the
37 shift to Time of Day rates is an excellent case study in

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2 the principles of behavioral economics. Households are
3 incentivized to shift their electricity usage, allowing for
4 a more efficient and affordable grid; it's a simple idea.
5 It's puzzled me why the same principles have not been
6 applied to commercial and industrial users.

7

8 I know there was sufficient commercial
9 and industrial rooftops to power much of the grid. We can
10 even pinpoint their locations. Why haven't the principles
11 behind the Time of Day rate guarantee been vigorously
12 applied to large commercial and industrial power users?

12

13 If you do good for the community,
14 you're rewarded, just like in Time of Day rates. Do your
15 laundry late at night, and you'll save money. If you
16 choose not to, don't expect others to give you a free ride.
17 We need a tariff designed to incentivize solar on wasted
18 commercial and industrial rooftop potential. If the owners
19 choose not to do their fair share, a tariff should be
20 designed accordingly. There should be no free riders.

20

21 A related tariff issue, which needs to
22 be addressed as soon as possible, is the growth of data
23 centers. On one count, there are 11 data centers on Long
24 Island. Has LIPA assessed where or whether or not there
25 has been any cost shifting to residential ratepayers?

25

As a result, will there be tariff

1

2 changes to ensure that energy hogs, that produce too few
3 jobs, are not subsidized by ratepayers? I hope, in the
4 next tariff change round, LIPA considers both of these
5 options. Thank you for your time.

6

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MR. WAI: Thank you for your comment,
Fred.

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MR. HARRISON: You're welcome.

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MR. WAI: Again, if you want to make a
comment, you can raise your hand, and we'll unmute, and
call you to speak.

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Currently, there's no hands been
raised. It's about 6:26. I think we'll just keep for a few
minutes more. We'll close the meeting at 6:30.

15

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Okay. The time is 6:30. It looks like
we don't have anybody raise their hands, and I appreciate
everybody spending the time to join our public hearings,
and have a good evening. The meeting is adjourned.

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(Whereupon, at 6:30 p.m., the meeting
was adjourned.)

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STATE OF NEW YORK)

) ss.:

COUNTY OF QUEENS)

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(Stenotype) Reporter and Notary Public within and
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IN WITNESS WHEREOF, I have hereunto set
my name this 23rd day of February, 2026.



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