



July 13, 2010

Assemblyman Al Stirpe (sent to all members of the New York State Assembly)
5711 South Bay Road
Cicero, NY 13039

Dear Assemblyman Stirpe:

We are incredibly disappointed that no final resolution on Power for Jobs was reached by the end of the regular 2010 legislative session.

Shortly, businesses will begin receiving utility bills reflecting higher costs due to the lapse of PFJ and related energy benefit programs.

Many businesses and business organizations statewide are supporting S.8065, which passed the Senate with broad, bipartisan support. Unfortunately, this legislation has yet to be introduced in the Assembly.

We believe that S.8065 provides the best approach for a new, long term economic development power program, and will encourage new investment and help retain and grow high paying jobs.

Importantly, this bill includes key provisions that specifically addressed concerns raised by some upstate legislators, including: a guaranteed floor of 320MW for distribution of economic development power upstate; significantly enhanced residential rate mitigation; and dedicated rate mitigation for farmers that currently pay residential rates. It also includes a straightforward mitigation component, under which residential ratepayers would continue to receive an on-bill credit for NYPA, through a mitigation fund that starts at \$100 million per year.

We believe that S.8065 strikes a reasonable balance between economic development and residential interests, and will result in a program that will have statewide benefits, and in particular will benefit upstate's manufacturing based economy and workforce.

We cannot afford to miss this opportunity to adopt a long term replacement program. I look forward to any specific suggestions you have regarding S.8065, and working with you to assure final action on a new program in 2010.

Sincerely,

Randy Wolken
President
MACNY

Kenneth Adams
President & CEO
The Business Council

Andrew J. Rudnick
President & CEO
Buffalo Niagara Partnership