

SB0380/967278/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 380  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Rosapepe” and substitute “Rosapepe, Glassman, Kittleman, Klausmeier, Mathias, Middleton, and Muse”; in line 5, strike “a negative kilowatt-hour reading” and substitute “net excess generation”; in the same line, after “until” insert “a certain consumption eliminates the net excess generation or”; in line 10, after “year;” insert “providing that a certain eligible customer-generator may choose to be paid for the dollar value of certain net excess generation on a monthly basis under certain circumstances;”; in line 14, after “formula;” insert “altering the date by which the Commission is required to report each year on the status of the net metering program;”; and in the same line, after “definition;” insert “defining a certain term;”.

AMENDMENT NO. 2

On page 2, after line 30, insert:

**“(7) “NET EXCESS GENERATION” MEANS THE AMOUNT OF THE ELECTRICITY GENERATED BY AN ELIGIBLE CUSTOMER-GENERATOR THAT IS IN EXCESS OF THE ELECTRICITY CONSUMED BY THE ELIGIBLE CUSTOMER-GENERATOR AND THAT RESULTS IN A NEGATIVE KILOWATT-HOUR READING AT THE END OF THE ELIGIBLE CUSTOMER-GENERATOR’S BILLING CYCLE.”**

On page 3, in line 33, after “PERIOD” insert “:

**1.**”;

in line 34, strike “1 CALENDAR YEAR” and substitute “**12 MONTHS; AND**

(Over)

**2. THAT ENDS WITH THE BILLING CYCLE THAT IS COMPLETE IMMEDIATELY PRIOR TO THE END OF APRIL OF EACH YEAR**;

and in line 36, strike “A NEGATIVE KILOWATT-HOUR READING” and substitute “**NET EXCESS GENERATION**”.

On page 4, in lines 2 and 3, strike “NEGATIVE KILOWATT-HOUR READING” and substitute “**NET EXCESS GENERATION**”; in line 6, strike “1-YEAR”; in the same line, strike “(1)” and substitute “**(I)**”; in line 8, after “(iii)” insert “**1.**”; in line 11, strike “THE SUM OF”; in lines 12 and 13, strike “ENERGY CHARGE AND THE DISTRIBUTION CHARGE PORTION OF THE RETAIL” and substitute “**GENERATION OR COMMODITY PORTION OF THE**”; in line 14, after “CHARGED” insert “**BY THE ELECTRIC COMPANY**”; in the same line, strike “CALENDAR YEAR” and substitute “**PREVIOUS 12-MONTH PERIOD ENDING WITH THE BILLING CYCLE THAT IS COMPLETE IMMEDIATELY PRIOR TO THE END OF APRIL**”; after line 15, insert:

**“2. FOR CUSTOMERS SERVED BY AN ELECTRICITY SUPPLIER, THE DOLLAR VALUE OF THE NET EXCESS GENERATION SHALL BE EQUAL TO THE GENERATION OR COMMODITY RATE THAT THE CUSTOMER WOULD HAVE BEEN CHARGED BY THE ELECTRICITY SUPPLIER MULTIPLIED BY THE NUMBER OF KILOWATT-HOURS OF NET EXCESS GENERATION.”**;

in line 23, strike “JANUARY 15” and substitute “**30 DAYS AFTER THE BILLING CYCLE THAT IS COMPLETE IMMEDIATELY PRIOR TO THE END OF APRIL**”; in line 26, strike “CALENDAR YEAR” and substitute “**12-MONTH PERIOD ENDING WITH THE BILLING CYCLE THAT IS COMPLETE IMMEDIATELY PRIOR TO THE END OF APRIL**”; and after line 31, insert:

“(7) (I) NOTWITHSTANDING PARAGRAPHS (5) AND (6) OF THIS SUBSECTION, AN ELIGIBLE CUSTOMER-GENERATOR SERVED BY AN ELECTRIC COOPERATIVE THAT SERVES A POPULATION OF LESS THAN 250,000 IN ITS DISTRIBUTION TERRITORY MAY CHOOSE TO BE PAID FOR THE DOLLAR VALUE OF NET EXCESS GENERATION REMAINING AT THE END OF EACH MONTH INSTEAD OF AT THE END OF THE ACCRUAL PERIOD SPECIFIED UNDER PARAGRAPH (5)(I) OF THIS SUBSECTION.

(II) IF AN ELIGIBLE-CUSTOMER GENERATOR CHOOSES TO BE PAID FOR THE DOLLAR VALUE OF NET EXCESS GENERATION REMAINING AT THE END OF EACH MONTH:

1. THE CUSTOMER-GENERATOR MAY ACCRUE NET EXCESS GENERATION ON A MONTHLY BASIS;

2. THE DOLLAR VALUE OF THE NET EXCESS GENERATION SHALL BE EQUAL TO THE GENERATION OR COMMODITY PORTION OF THE RATE THAT THE ELIGIBLE CUSTOMER-GENERATOR WOULD HAVE BEEN CHARGED BY THE ELECTRIC COMPANY FOR THE PREVIOUS MONTH; AND

3. ON OR BEFORE 30 DAYS AFTER THE END OF EACH MONTH, THE ELECTRIC COOPERATIVE SHALL PAY THE ELIGIBLE CUSTOMER-GENERATOR FOR THE DOLLAR VALUE OF NET EXCESS GENERATION REMAINING AT THE END OF THE PREVIOUS MONTH.”.

On page 5, in line 26, after “customer-generator” insert “OR THE ELIGIBLE CUSTOMER-GENERATOR’S ASSIGNEE”; and in line 29, strike “February” and substitute “SEPTEMBER”.