

SENATE BILL 914

C5

5lr2925

By: **Senator Hershey**

Introduced and read first time: March 9, 2015

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Electric Companies – Definition by Class**

3 FOR the purpose of defining certain classes of electric companies; altering the definition of
4 “electric company” to include certain classes of electric companies; and generally
5 relating to electric companies.

6 BY repealing and reenacting, without amendments,
7 Article – Public Utilities
8 Section 1–101(a)
9 Annotated Code of Maryland
10 (2010 Replacement Volume and 2014 Supplement)

11 BY adding to
12 Article – Public Utilities
13 Section 1–101(c–1) through (c–5)
14 Annotated Code of Maryland
15 (2010 Replacement Volume and 2014 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Public Utilities
18 Section 1–101(h)
19 Annotated Code of Maryland
20 (2010 Replacement Volume and 2014 Supplement)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
22 That the Laws of Maryland read as follows:

23 **Article – Public Utilities**

24 1–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(a) In this division the following words have the meanings indicated.

(C-1) "CLASS A ELECTRIC COMPANY" MEANS AN INVESTOR-OWNED ELECTRIC COMPANY THAT SERVES A POPULATION OF 500,000 OR MORE IN ITS SERVICE TERRITORY.

(C-2) "CLASS B ELECTRIC COMPANY" MEANS AN INVESTOR-OWNED ELECTRIC COMPANY THAT SERVES A POPULATION OF LESS THAN 500,000 IN ITS SERVICE TERRITORY.

(C-3) (1) "CLASS C ELECTRIC COMPANY" MEANS AN ELECTRIC COOPERATIVE.

(2) "CLASS C ELECTRIC COMPANY" DOES NOT INCLUDE A SMALL RURAL ELECTRIC COOPERATIVE.

(C-4) "CLASS D ELECTRIC COMPANY" MEANS A MUNICIPAL ELECTRIC UTILITY.

(C-5) "CLASS E ELECTRIC COMPANY" MEANS A SMALL RURAL ELECTRIC COOPERATIVE.

(h) (1) "Electric company" means a person who physically transmits or distributes electricity in the State to a retail electric customer.

(2) "ELECTRIC COMPANY" INCLUDES:

(I) A CLASS A ELECTRIC COMPANY;

(II) A CLASS B ELECTRIC COMPANY;

(III) A CLASS C ELECTRIC COMPANY;

(IV) A CLASS D ELECTRIC COMPANY; AND

(V) A CLASS E ELECTRIC COMPANY.

(3) "Electric company" does not include:

(i) the following persons who supply electricity and electricity supply services solely to occupants of a building for use by the occupants:

1. an owner/operator who holds ownership in and manages the internal distribution system serving the building; or

1 2. a lessee/operator who holds a leasehold interest in and
2 manages the internal distribution system serving the building;

3 (ii) any person who generates on-site generated electricity; or

4 (iii) a person who transmits or distributes electricity within a site
5 owned by the person or the person's affiliate that is incidental to a primarily
6 landlord-tenant relationship.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 October 1, 2015.