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**OPPOSE – HB 1390**  
**House Bill 1390 – Certificate of Public Convenience and Necessity –**  
**Electric Facilities – Study and Procedures**

Potomac Electric Power Company (Pepco) and Delmarva Power & Light Company (Delmarva Power) oppose **House Bill 1390 – Certificate of Public Convenience and Necessity – Electric Facilities – Study and Procedures**. House Bill 1390 would require the Department of Natural Resources to prepare an independent environment and socioeconomic project assessment report within 60 days of the application for a Certificate of Public Convenience and Necessity (CPCN). The Public Service Commission (The Commission) is also required to share that report with the zoning officials of any affected county or municipal government.

House Bill 1390 is unnecessary. The current CPCN process already ensures that all environmental, historical, ratepayer impacts and other considerations are addressed by the applicant. The process involves notifying specific stakeholders, public hearings, and the consideration of recommendations by State and local government entities and the project's effect on various aspects of the State infrastructure, economy and environment. The very purpose of the CPCN permitting process is to determine whether the applicant has met the standards for receiving a permit, including the location of projects.

A CPCN process is a comprehensive regulatory process, requiring input from various State agencies such as the Power Plant Research Program, the Department of Natural Resources, and the Maryland Department of the Environment as well as input from impacted local governing body or bodies, landowners, and the public. Under Maryland law, Pepco and Delmarva power must obtain a CPCN for any transmission line project 100kV and above—by way of example, two prior transmission projects undertaken for reliability that required CPCNs include the Burtonsville to Takoma project and the Piney Grove to Wattsville project. It is the Commission's statutory obligation to determine whether a CPCN is in the best interests of Maryland and the reliability of the electric system. Specifically, the Commission must consider, among other items the effect of the project on the stability and reliability of the electric system; economics; esthetics; historic sites; aviation safety; air and water pollution; and the need to meet existing and future demand for electric service.

The Department of Natural Resources (DNR) input to the CPCN process is particularly important. DNR reviews air and water impacts, and in reviewing both it considers the health impacts on persons affected by proposed infrastructure. Specifically, DNR's air pollution review assesses air emissions compliance with federal national ambient air quality standards, which are determined

based on human health risk assessments. The existing CPCN process sufficiently assesses the impact of a particular project and as such House Bill 1390 is unnecessary.

For the above reasons, Pepco and Delmarva Power respectfully request an unfavorable vote on House Bill 1390.

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