

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL NO. 454

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “eliminating” in line 3 down through “provisions” in line 5 and substitute “requiring the Public Service Commission to remove a steam heating company from the Commission’s jurisdiction under certain circumstances; requiring the Commission to conduct certain proceedings; prohibiting the Commission from categorizing a steam heating company as a certain entity; requiring the Commission to seek certain legislation under certain circumstances”;

and strike in their entirety lines 7 through 22, inclusive, and substitute:

“BY adding to

Article - Public Utility Companies

Section 5-107

Annotated Code of Maryland

(As enacted by Chapter _____ (S.B. 1) of the Acts of the General Assembly of 1998)”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 4 on page 2 through line 22 on page 3, inclusive, and substitute:

“5-107.

(A) UPON APPLICATION FROM A REGULATED STEAM HEATING COMPANY, THE COMMISSION SHALL CONDUCT PROCEEDINGS TO CONSIDER WHETHER THE APPLICANT SHOULD CONTINUE TO BE REGULATED AS A PUBLIC SERVICE COMPANY.

(B) IF THE COMMISSION DETERMINES THAT REMOVING STEAM HEATING

(Over)

COMPANIES FROM THE COMMISSION'S JURISDICTION IS IN THE PUBLIC INTEREST, THE COMMISSION SHALL REMOVE THE APPLICANT FROM THE COMMISSION'S JURISDICTION BY ORDER IF THE COMMISSION DETERMINES THAT THERE ARE AVAILABLE TO THE CUSTOMERS OF THE APPLICANT REASONABLE ALTERNATIVE SOURCES OF HEAT AT A COMPETITIVE PRICE.

(C) A STEAM HEATING COMPANY THAT HAS MADE APPLICATION UNDER SUBSECTION (A) OF THIS SECTION MAY NOT BE DEEMED TO BE A PUBLIC SERVICE COMPANY FOR THE PURPOSES OF THIS ARTICLE ON OR AFTER THE DATE OF AN ORDER THAT REMOVES THE APPLICANT STEAM HEATING COMPANY FROM THE COMMISSION'S JURISDICTION.

SECTION 2. AND BE IT FURTHER ENACTED, That on entry of an order removing a steam heating company from the Public Service Commission's jurisdiction, the Commission shall seek legislation to amend the Annotated Code of Maryland to reflect the removal of steam heating companies from the Commission's jurisdiction."