

BY: Delegate Redmer

AMENDMENTS TO SENATE BILL NO. 37, AS AMENDED
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (SB0037/263094/1), strike Amendment No. 1 in its entirety.

On page 1 of the bill, in line 8, after “circumstances;” insert “prohibiting a county or municipal corporation from charging a lower price for electricity supplied to governmental facilities through the county’s or municipal corporation’s aggregation programs than is charged to certain other customers; prohibiting a county or municipal corporation from assuming or undertaking certain risks; providing for the construction of certain provisions of this Act;”.

AMENDMENT NO. 2

On page 2 of the Economic Matters Committee Amendments (SB0037/263094/1), strike Amendment No. 2 in its entirety.

AMENDMENT NO. 3

On pages 2 through 5 of the Economic Matters Committee Amendments (SB0037/263094/1), strike Amendment No. 3 in its entirety.

On page 2 of the bill, in line 25, after “(2)” insert “(I)”; and after line 28, insert:

“(II) A COUNTY OR MUNICIPAL CORPORATION MAY NOT CHARGE A LOWER PRICE FOR ELECTRICITY SUPPLIED TO GOVERNMENTAL FACILITIES THROUGH THE COUNTY’S OR MUNICIPAL CORPORATION’S AGGREGATION PROGRAM THAN IS CHARGED TO RESIDENTIAL AND SMALL COMMERCIAL CUSTOMERS OF A SIMILAR CLASS OR OTHERWISE ENGAGE IN A SELF-DEALING ARRANGEMENT.

(Over)

(III) IN ACTING AS AN AGGREGATOR, A COUNTY OR MUNICIPAL CORPORATION MAY NOT ASSUME OR UNDERTAKE ANY COMMODITY PRICE RISK, COUNTER PARTY CREDIT RISK, CUSTOMER PURCHASE VOLUME RISK, OR ANY OTHER SIMILAR RISK.

(IV) PARAGRAPH (2) OF THIS SUBSECTION MAY NOT BE CONSTRUED TO PREVENT A COUNTY OR MUNICIPAL CORPORATION THAT ACTS AS AN AGGREGATOR UNDER THIS SUBSECTION FROM ACCEPTING RESIDENTIAL AND SMALL COMMERCIAL ELECTRIC CUSTOMERS THAT ARE LOCATED IN THE IMMEDIATE ENVIRONS OF THE COUNTY OR MUNICIPAL CORPORATION AND THAT REQUEST INCLUSION IN THE COUNTY'S OR MUNICIPAL CORPORATION'S AGGREGATION PROGRAM."