

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL NO. 869

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after “circumstances;” insert “authorizing the Commission to waive the recovery of a certain fee under certain circumstances;”.

AMENDMENT NO. 2

On page 13, after line 36, insert:

“(D) (1) IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMMISSION IN CONSULTATION WITH THE DEPARTMENT OF BUSINESS AND ECONOMIC DEVELOPMENT, THE COMMISSION MAY WAIVE THE RECOVERY OF ALL OR PART OF THE COMPLIANCE FEE ASSESSED ON THE LOAD OF A PARTICULAR INDUSTRIAL OR NONRETAIL COMMERCIAL CUSTOMER FOR A PARTICULAR YEAR, BASED ON A DEMONSTRATION BY THE APPLICANT OF AN EXTREME ECONOMIC HARDSHIP THAT SIGNIFICANTLY IMPAIRS THE CONTINUED OPERATION OF THE APPLICANT.

(2) ANY COMPLIANCE FEE RECOVERY THAT IS WAIVED UNDER THIS SUBSECTION MAY NOT BE ASSESSED AGAINST OTHER CUSTOMERS.

(3) AN ELECTRICITY SUPPLIER IS NOT LIABLE FOR ANY COMPLIANCE FEE THAT IS WAIVED UNDER THIS SUBSECTION.”.

On page 20, in line 11, after “Act.” insert “It is the intent of the General Assembly that the Public Service Commission propose its regulations concerning waiver of the compliance fee due to hardship under § 7-706(d) of the Public Utility Companies Article, as enacted by this Act, through the emergency adoption process under § 10-111(b) of the State Government Article.”.