
By: **Delegates Simmons and Hubbard**
Introduced and read first time: March 2, 2006
Assigned to: Rules and Executive Nominations

HOUSE JOINT RESOLUTION

1 A House Joint Resolution concerning

2 **Attorney General - Intervention and Participation in Hearings or Other**
3 **Proceedings Regarding the Merger of FPL Group, Inc., and Constellation**
4 **Energy Group, Inc.**

5 FOR the purpose of directing the Attorney General to intervene and participate in
6 hearings or other proceedings before the Public Service Commission, or any case
7 brought before any court of competent jurisdiction in the State, regarding the
8 merger of FPL Group, Inc., and Constellation Energy Group, Inc.

9 WHEREAS, On December 19, 2005, FPL Group, Inc., and Constellation Energy
10 Group, Inc., announced the signing of a "definitive agreement" to create the nation's
11 largest competitive energy supplier; and

12 WHEREAS, Constellation Energy is the parent company of Baltimore Gas &
13 Electric, an electricity and gas supplier that supplies electricity to more than
14 1,000,000 residential and business customers and supplies gas to over 600,000 gas
15 customers in 10 counties and Baltimore City; and

16 WHEREAS, With electricity rates expected to increase dramatically over the
17 next 6 months, it is uncertain whether the merger between FPL Group, Inc., and
18 Constellation Energy Group, Inc., will result in a reduction or an increase in
19 electricity rates to Maryland customers; and

20 WHEREAS, The Public Service Commission has instituted Case No. 9054,
21 which is a proceeding to consider the proposed merger of FPL Group, Inc., and
22 Constellation Energy Group, Inc.; and

23 WHEREAS, In order to protect the interests of electricity customers in
24 Maryland, the State should carefully examine the merger between FPL Group, Inc.,
25 and Constellation Energy Group, Inc.; now, therefore, be it

26 RESOLVED BY THE GENERAL ASSEMBLY OF MARYLAND, That, in order
27 to protect the interests of the citizens of Maryland, in accordance with Article V,
28 Section 3 of the Maryland Constitution, the Attorney General is hereby directed to
29 intervene and participate in the Public Service Commission, Case No. 9054 and in
30 any other hearings or other proceedings before the Public Service Commission, or any

1 case brought before any court of competent jurisdiction in the State, regarding the
2 merger of FPL Group, Inc., and Constellation Energy Group, Inc.; and be it further

3 RESOLVED, That a copy of this Resolution be forwarded by the Department of
4 Legislative Services to the Honorable Robert L. Ehrlich, Jr., Governor of Maryland;
5 the Honorable Thomas V. Mike Miller, Jr., President of the Senate of Maryland; the
6 Honorable Michael E. Busch, Speaker of the House of Delegates; and Attorney
7 General J. Joseph Curran, Jr.