

**SB0400/143794/1**

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 400  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 9 down through “program;” in line 12; and in line 15, after “goal;” insert “requiring the Commission to convene one or more workgroups to study and make recommendations on certain matters concerning the availability of adequate generation and transmission assets in the State;”.

On page 2, in line 1, after “assessment” insert “, subject to certain limitations”; in line 6, after “to” insert “the status of the restructured electric utility industry and”; in line 9, strike “First”; in line 13, strike “First”; and in line 18, strike “First”.

AMENDMENT NO. 2

On page 3, in line 19, after “(a)” insert “(1)”; in line 23, after “the” insert “CURRENT AND FUTURE”; in line 25, after “customers.” insert:

“(2)”;

and after line 30, insert:

“(3) IN ITS EVALUATION, THE COMMISSION SHALL ALSO CONSIDER THE AVAILABILITY OF ADEQUATE TRANSMISSION AND GENERATION FACILITIES TO SERVE THE ELECTRICAL LOAD DEMANDS OF ALL CUSTOMERS IN THE STATE, PRICING AND PHYSICAL CONSTRAINTS ON THE ELECTRICAL TRANSMISSION AND DISTRIBUTION GRIDS IN THE STATE, AND OPTIONS AND POLICY RECOMMENDATIONS TO PROVIDE AN ADEQUATE, SAFE, AND RELIABLE SUPPLY OF ELECTRICITY AT REASONABLE COST TO ALL CUSTOMERS IN THE STATE.”.

(Over)

On page 4, in line 28, strike “AND”; and in line 30, after “DEVELOPMENT” insert “; AND”

**(7) REQUIRING INVESTOR-OWNED ELECTRIC COMPANIES TO PURCHASE ACCOUNTS RECEIVABLE OF ELECTRICITY SUPPLIERS FOR RESIDENTIAL AND SMALL COMMERCIAL ACCOUNTS**”.

On page 9, in line 1, after “(2)” insert “(i) In conducting its review and analysis of the availability of adequate transmission and generation facilities serving the State under Section 7(a) of Chapter 5 of the Acts of the General Assembly of the Special Session of 2006, as amended by this Act, the Commission shall convene one or more workgroups that may include, and shall otherwise encourage participation from representatives of, the following:”

1. members of the House of Delegates of Maryland, appointed by the Speaker of the House;
2. members of the Senate of Maryland, appointed by the President of the Senate of Maryland;
3. the Federal Energy Regulatory Commission;
4. PJM Interconnection, LLC;
5. the North American Electric Reliability Corporation;
6. competitive generation suppliers in the State and in the PJM region;
7. transmission suppliers in the State and in the PJM region;

8. the Office of People's Counsel;
9. the Maryland Energy Administration;
10. the Maryland Department of the Environment;
11. the Maryland Department of Natural Resources;
12. other interested State agencies;
13. local governments, through the Maryland Association of Counties and the Maryland Municipal League;
14. organizations representing environmental interests in the State;
15. organizations representing commercial and industrial electric customers in the State; and
16. other interested parties as identified by the Commission.

(ii) The workgroup or workgroups shall assist the Commission in studying and preparing recommendations for statutory and regulatory changes to increase the availability of generation and transmission assets in the State.

(3)".

(Over)

AMENDMENT NO. 3

On page 5, strike beginning with “**FOR**” in line 23 down through “**COMPANIES**” in line 24.

On pages 5 through 7, strike beginning with “**THE**” in line 26 on page 5 through “**PROGRAM.**” in line 12 on page 7.

On page 7, strike beginning with “**REGARDLESS**” in line 13 down through “**THE**” in line 15 and substitute “**THE**”.

On pages 7 and 8, strike beginning with “**IN**” in line 21 on page 7 down through “**GOAL.**” in line 6 on page 8.

On page 9, in line 2, strike “those sections” and substitute “Section 5 and Section 7 of Chapter 5 of the Acts of the General Assembly of the Special Session of 2006, prior to the amendment of those sections by this Act”; in line 9, strike “January 1, 2008” and substitute “December 1, 2007”; in line 19, strike “31” and substitute “1”; and strike beginning with “As” in line 23 down through “aspects.” in line 30.

On page 10, in line 13, strike “\$4,000,000” and substitute “\$3,000,000”; in line 16, after “(1)” insert “except as provided in subsection (d) of this section,”; in line 30, strike “The” and substitute “For that portion of the assessment to be paid by both electricity suppliers and electric companies under subsection (d) of this section, the”; and in line 31, after the second “of” insert “multiplying”.

On page 11, strike in its entirety line 2 and substitute “and”; and after line 5 insert:

“(d) (1) Of the \$3,000,000 assessment authorized under subsection (a) of this section, the Public Service Commission may not expend more than \$1,500,000 on consultants and experts related to the issues identified in Section 2(b)(1) of this Act,

either in connection with the interim report or the final report of the Commission.

(2) The portion of the assessment that is allocated to the studies of issues identified in Section 2(b)(1) of this Act:

(i) shall be paid only by each electric company; and

(ii) shall equal the product of multiplying:

1. the amount to be collected under this section; and

2. the ratio of the gross operating revenues of each electric company to the total gross operating revenue for all electric companies in the State.”.