

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 268
(Third Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 18, strike the second “a”; and in line 19, strike “hearing” and substitute “meetings”.

On page 2, in line 9, after “penalties;” insert “requiring that certain proceeds from the sale of certain allowances be deposited in the Fund;”; strike beginning with “making” in line 15 down through “Act;” in line 16; in line 21, strike “and 7-512.1(f)(2)”; and in line 26, strike “7-512.1(f)(3), 7-701(c).” and substitute “7-701(c)”.

On page 3, in line 4, after “(c)(4)” insert “and 2-1002(g)”; and strike in their entirety lines 7 through 12, inclusive.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 16 through 29, inclusive.

On page 7, in line 14, strike “ADVISORY”.

On page 9, in line 25, strike “SECTOR” and substitute “SECTORS”; in line 27, strike “ENERGY” and substitute “ELECTRICITY”; in the same line, strike “TO” and substitute “THROUGH”; strike beginning with “FUND” in line 27 down through “PROGRAM” in line 28; and in line 29, after “ARTICLE” insert “AND OTHER ELECTRICITY ASSISTANCE PROGRAMS IN THE DEPARTMENT OF HUMAN RESOURCES”.

On page 10, in line 10, strike “(1) FOR FISCAL YEARS 2009 THROUGH 2011, MONEYS” and substitute “MONEYS”; in lines 12, 16, 21, 24, 27, 30, and 31, strike “(I)”, “(II)”, “(III)”, “1.”, “2.”, “(IV)”, and “1.”, respectively, and substitute “(1)”, “(2)”,

(Over)

“(3)”, “(I)”, “(II)”, “(4)”, and “(I)”, respectively; in line 13, after “TO” insert “THE DEPARTMENT OF HUMAN RESOURCES TO BE USED FOR”; in the same line, strike “FUND” and substitute “AND OTHER ELECTRICITY ASSISTANCE PROGRAMS IN THE DEPARTMENT OF HUMAN RESOURCES”; in line 24, strike “WITH” and substitute “AT”; strike beginning with “WITH” in line 28 down through “ACTIVITIES” in line 29; and in line 31, strike “(H)” and substitute “(I)”.

On page 11, strike in its entirety line 1; in line 2, strike “3.” and substitute “(II)”; after line 3, insert:

“(III) CLIMATE CHANGE PROGRAMS; AND”;

in line 4, strike “(V)” and substitute “(5)”; in line 5, strike “\$5,000,000” and substitute “\$4,000,000”; strike in their entirety lines 9 through 13, inclusive, and substitute:

“(H) (1) ENERGY EFFICIENCY AND CONSERVATION PROGRAMS UNDER SUBSECTION (G)(3) OF THIS SECTION INCLUDE:

(I) LOW-INCOME ENERGY EFFICIENCY PROGRAMS;

(II) RESIDENTIAL AND SMALL BUSINESS ENERGY EFFICIENCY PROGRAMS;

(III) COMMERCIAL AND INDUSTRIAL ENERGY EFFICIENCY PROGRAMS;

(IV) STATE AND LOCAL ENERGY EFFICIENCY PROGRAMS;

(V) DEMAND RESPONSE PROGRAMS;

(VI) LOAN PROGRAMS AND ALTERNATIVE FINANCING MECHANISMS; AND

(VII) GRANTS TO TRAINING FUNDS AND OTHER ORGANIZATIONS SUPPORTING JOB TRAINING FOR DEPLOYMENT OF ENERGY EFFICIENCY AND ENERGY CONSERVATION TECHNOLOGY AND EQUIPMENT.

(2) ENERGY-RELATED PUBLIC EDUCATION AND OUTREACH AND RENEWABLE AND CLEAN ENERGY PROGRAMS AND INITIATIVES UNDER SUBSECTION (G)(4)(I) AND (II) OF THIS SECTION INCLUDE:

(I) PRODUCTION INCENTIVES FOR SPECIFIED RENEWABLE ENERGY SOURCES;

(II) EXPANSION OF EXISTING GRANT PROGRAMS FOR SOLAR, GEOTHERMAL, AND WIND PROGRAMS;

(III) LOAN PROGRAMS AND ALTERNATIVE FINANCING MECHANISMS; AND

(IV) CONSUMER EDUCATION AND OUTREACH PROGRAMS THAT ARE DESIGNED TO REACH LOW-INCOME COMMUNITIES.”;

and in lines 14, 24, and 34, strike “(H)”, “(I)”, and “(J)”, respectively, and substitute “(I)”, “(J)”, and “(K)”, respectively.

On page 12, in lines 4 and 5, strike “(K)” and “(J)”, respectively, and substitute “(L)” and “(K)”, respectively; strike in their entirety lines 20 through 22, inclusive, and substitute:

(Over)

“(C) (1) THE ADMINISTRATION SHALL HOLD ONE OR MORE PUBLIC MEETINGS IN CONJUNCTION WITH THE DEVELOPMENT OF A PLAN.

(2) THE ADMINISTRATION:

(I) SHALL HOLD AT LEAST FOUR PUBLIC MEETINGS ACROSS THE STATE DURING THE DEVELOPMENT OF THE INITIAL PLAN UNDER SUBSECTION (A) OF THIS SECTION, IN THE EASTERN, SOUTHERN, CENTRAL, AND WESTERN PARTS OF THE STATE, RESPECTIVELY; AND

(II) IS ENCOURAGED TO SOLICIT INPUT FROM ALL REGIONS OF THE STATE IN DEVELOPING SUBSEQUENT PLANS UNDER THIS SECTION.”;

in line 23, strike “**(2)**” and substitute “**(3) THE ADMINISTRATION SHALL**”; and in the same line, strike the first “**THE**” and substitute “**A**”.

On page 12 in lines 23 and 26, on page 13 in line 4, and on page 14 in lines 4, 13, 14, 16, 18, and 23, in each instance, strike “**ADVISORY BOARD**” and substitute “**BOARD**”.

On page 13, in lines 1 and 2, strike “**ADVISORY BOARD’S**” and substitute “**BOARD’S**”; in line 4, strike “**SHALL CONSIST**” and substitute “**CONSISTS**”; in line 11, strike “**A REPRESENTATIVE**” and substitute “**TWO REPRESENTATIVES**”; after line 17, insert:

“(V) A REPRESENTATIVE OF AN ELECTRIC COOPERATIVE;”;

in lines 18, 19, and 21, strike “**(V)**”, “**(VI)**”, and “**(VII)**”, respectively, and substitute “**(VI)**”, “**(VII)**”, and “**(VIII)**”, respectively; in line 27, strike “**OFFICE OF**”; in the same

line, after the semicolon, insert “AND”; and in line 29, strike “; AND” and substitute a period.

On page 14, strike in their entirety lines 1 and 2, inclusive; strike beginning with “THE” in line 5 down through “ARTICLE” in line 6 and substitute “THIS ARTICLE”; strike beginning with “THE” in line 7 down through “ARTICLE” in line 8 and substitute “THIS ARTICLE”; and in line 16, after “(4)” insert “THE BOARD MAY ACT ONLY BY THE AFFIRMATIVE VOTE OF AT LEAST SIX VOTING MEMBERS.”

(5)”.

On page 15, in line 11, strike “PROVIDES THE BEST POSSIBLE RESULTS” and substitute “ACHIEVES THE PURPOSES OF THE PROGRAM”; in line 15, strike “MAY” and substitute “IS”; and strike beginning with “BE” in line 15 down through “RESULTS” in line 16 and substitute “ACHIEVING THE PURPOSES OF THE PROGRAM”.

On page 16, after line 13, insert:

“(3) THE PROGRAMS, PROJECTS, AND ACTIVITIES INCLUDED IN EACH CATEGORY UNDER § 9-20B-05(G) OF THIS SUBTITLE;”;

and in lines 14, 19, 21, 22, 23, and 24, strike “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, and “(8)”, respectively, and substitute “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively.

On page 17, in line 1, strike “All” and substitute “EXCEPT AS PROVIDED IN § 2-1002(G) OF THIS TITLE, ALL”; strike beginning with “PURSUANT” in line 2 down through “9” in line 3 and substitute “RECEIVED FROM THE MARYLAND STRATEGIC ENERGY INVESTMENT FUND UNDER § 9-20B-05(G)(4)(III)”; strike in their entirety lines 9 through 21, inclusive, and substitute:

(Over)

“2-1002.

(g) (1) IN THIS SUBSECTION, “ALLOWANCE” MEANS ONE TON OF CARBON DIOXIDE THAT MAY BE BOUGHT, SOLD, TRADED, OR BANKED FOR USE UNDER THE REGIONAL GREENHOUSE GAS INITIATIVE.

(2) Not later than June 30, 2007, the Governor shall include the State as a full participant in the Regional Greenhouse Gas Initiative among Mid-Atlantic and Northeast states.

~~[(2)]~~ (3) The State may withdraw from the Initiative, as provided in the December 20, 2005 memorandum of understanding of the Initiative, at any time after January 1, 2009.

~~[(3)]~~ (4) If the Regional Greenhouse Gas Initiative expires and there is a successor organization with the same purposes and goals, the Governor is encouraged to join the State in the successor organization.

(5) NOTWITHSTANDING § 2-107 OF THIS TITLE, ALL OF THE PROCEEDS FROM THE SALE OF MARYLAND ALLOWANCES UNDER THE REGIONAL GREENHOUSE GAS INITIATIVE SHALL BE DEPOSITED IN THE MARYLAND STRATEGIC ENERGY INVESTMENT FUND UNDER § 9-20B-05 OF THE STATE GOVERNMENT ARTICLE.

~~[(4)]~~ (6) If the State’s participation in the Regional Greenhouse Gas Initiative ceases for any reason, the Governor shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, regarding:

(i) Why participation ceased; and

(ii) A plan to reduce carbon dioxide emissions from power plants

in the State that considers the use of Maryland grown, native, warm season grasses as a possible method of reducing carbon emissions.”;

in lines 22 and 27, strike “3.” and “4.”, respectively, and substitute “2.” and “3.”, respectively; and in lines 31 and 32, in each instance, strike “2” and substitute “3”.

On pages 17 and 18, strike in their entirety the lines beginning with line 34 on page 17 through line 3 on page 18, inclusive.

On page 18, in line 4, strike “6.” and substitute “4.”; and in line 5, strike “July” and substitute “June”.