

SENATE BILL 408

C5

8lr2345

By: **Senator Della**

Introduced and read first time: January 31, 2008

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Electric Restructuring - Nuclear Reactor - Recovery of Decommissioning**
3 **Costs**

4 FOR the purpose of prohibiting, as of a specified date, certain nuclear reactor
5 decommissioning costs from being recovered from retail electric customers
6 through electric rates; providing for the construction of this Act; and generally
7 relating to the recovery of decommissioning costs for nuclear reactors.

8 BY adding to

9 Article - Public Utility Companies

10 Section 7-518

11 Annotated Code of Maryland

12 (1998 Volume and 2007 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Public Utility Companies**

16 **7-518.**

17 **NOTWITHSTANDING ANY OTHER PROVISION OF LAW OR ORDER OF THE**
18 **COMMISSION, ON OR AFTER OCTOBER 1, 2008, NUCLEAR REACTOR**
19 **DECOMMISSIONING COSTS ASSOCIATED WITH A NUCLEAR REACTOR OWNED BY**
20 **AN ELECTRICITY SUPPLIER IN THE STATE MAY NOT BE RECOVERED FROM**
21 **RETAIL ELECTRIC CUSTOMERS THROUGH ELECTRIC RATES.**

22 SECTION 2. AND BE IT FURTHER ENACTED, That nothing in this Act may
23 be construed to:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) disturb or affect in any way the credit of the \$18,661,980 annual
2 nuclear decommissioning charge collected and imputed as deposits in the Nuclear
3 Decommissioning Trust Fund and credited against residential electric customer bills
4 under § 6 of Chapter 5 of the Acts of the Special Session of the General Assembly of
5 2006; or

6 (2) otherwise disturb or affect in any way the agreement approved by
7 the Public Service Commission in Order No. 75757.

8 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2008.