

**HB0226/567175/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 226  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 31, after “credits;” insert “requiring the Commission to establish the renewable energy portfolio standard obligation for ORECs on a certain basis; requiring that any positive adjustment to the renewable energy portfolio standard be made on a certain basis; requiring the Commission to adopt regulations to establish the offshore wind purchase obligation at a certain time and establish a mechanism to adjust a certain renewable energy portfolio standard obligation in a certain manner;”; in line 34, after “circumstances;” insert “requiring the calculation of an electricity supplier’s OREC purchase obligation to be based on certain data;”; and in line 42, after “order;” insert “prohibiting a certain debt, obligation, or liability from being considered a debt, obligation, or liability of the State;”.

On page 3, strike beginning with “authorizing” in line 7 down through “purposes;” in line 9; in line 10, strike “and” and substitute a semicolon; and in line 29, after “Force;” insert “establishing the Clean Energy Technical Education Task Force; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and identify certain programs and course offerings; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of the Task Force;”.

AMENDMENT NO. 2

On page 16, in line 13, strike “AND”; after line 13, insert:

“(VI) AN ANALYSIS OF ANY IMPACT ON BUSINESSES IN THE STATE; AND”;

(Over)

and in line 14, strike “(VI)” and substitute “(VII)”.

On page 18, after line 13, insert:

“(XII) THE EXTENT TO WHICH THE PROPOSED OFFSHORE WIND PROJECT WOULD REQUIRE TRANSMISSION OR DISTRIBUTION INFRASTRUCTURE IMPROVEMENTS IN THE STATE;”;

and in lines 14 and 17, strike “(XII)” and “(XIII)”, respectively, and substitute “(XIII)” and “(XIV)”, respectively.

On page 20, in line 16, strike “AND”; and in line 23, after “PROJECT” insert:

“; AND

“(V) REQUIRE THAT ANY DEBT INSTRUMENT ISSUED IN CONNECTION WITH A QUALIFIED OFFSHORE WIND PROJECT INCLUDE LANGUAGE SPECIFYING THAT THE DEBT INSTRUMENT DOES NOT ESTABLISH A DEBT, OBLIGATION, OR LIABILITY OF THE STATE”.

AMENDMENT NO. 3

On page 20, in line 21, after “RATEPAYERS” insert “, PURCHASERS OF ORECS,”.

On page 21, in line 10 after “(A)” insert “(1)”; after line 14, insert:

“(2) THE COMMISSION SHALL ESTABLISH THE RENEWABLE ENERGY PORTFOLIO STANDARD OBLIGATION FOR ORECS ON A FORWARD-LOOKING BASIS THAT INCLUDES A SURPLUS TO ACCOMMODATE REASONABLE

FORECASTING ERROR IN ESTIMATING OVERALL ELECTRICITY SALES IN THE STATE.

(3) ANY POSITIVE ADJUSTMENT TO THE RENEWABLE ENERGY PORTFOLIO STANDARD SHALL BE ON A FORWARD-LOOKING BASIS AND SUFFICIENTLY IN ADVANCE TO ALLOW OREC PURCHASERS TO REFLECT OREC COSTS IN RETAIL PRICES OFFERED TO CONSUMERS.

(4) THE COMMISSION SHALL ADOPT REGULATIONS THAT ESTABLISH:

(I) THE OFFSHORE WIND PURCHASE OBLIGATION SUFFICIENTLY IN ADVANCE TO ALLOW OREC PURCHASERS TO REFLECT OREC COSTS IN RETAIL PRICES OFFERED TO CONSUMERS; AND

(II) A MECHANISM TO ADJUST THE RENEWABLE ENERGY PORTFOLIO STANDARD OBLIGATION IN A GIVEN YEAR TO ACCOMMODATE A SHORTFALL OF ORECS IN ONE OR MORE EARLIER YEARS THAT IS THE RESULT OF THE VARIATION BETWEEN THE QUANTITY OF ORECS CALCULATED FROM THE RENEWABLE ENERGY PORTFOLIO STANDARD OBLIGATION AND THE QUANTITY OF ORECS APPROVED IN THE COMMISSION ORDER FOR THE SAME YEARS.”;

in line 24, after “(2)” insert “(I)”; and after line 30, insert:

“(II) SUBJECT TO ANY ESCROW ACCOUNT RESERVE REQUIREMENT THE COMMISSION ESTABLISHES, THE CALCULATION OF AN ELECTRICITY SUPPLIER’S OREC PURCHASE OBLIGATION SHALL BE BASED ON FINAL ELECTRICITY SALES DATA AS REPORTED BY THE PJM INTERCONNECTION AS MEASURED AT THE CUSTOMER METER.”.

(Over)

AMENDMENT NO. 4

On page 22, after line 36, insert:

**“(E) A DEBT, OBLIGATION, OR LIABILITY OF A QUALIFIED OFFSHORE WIND PROJECT, OR AN OWNER OR OPERATOR OF A QUALIFIED OFFSHORE WIND PROJECT, MAY NOT BE CONSIDERED A DEBT, OBLIGATION, OR LIABILITY OF THE STATE.”**.

On page 23, in line 1, strike **“(E)”** and substitute **“(F)”**.

On page 32, in line 5, strike **“RECOMMENDATION”** and substitute **“RECOMMENDATIONS”**;

in line 9, strike **“AND”** and substitute:

**“(2) THE SMALL BUSINESS DEVELOPMENT CENTER NETWORK IN THE UNIVERSITY OF MARYLAND; AND”**;

and in line 10, strike **“(2)”** and substitute **“(3)”**.

On pages 37 and 38, strike beginning with line 34 on page 37 through line 10 on page 38 and substitute:

**“(b) (1) Subject to paragraph (2) of this subsection, beginning in fiscal year 2020, in any fiscal year in which the Public Service Commission requires funding to contract the services of independent consultants and experts to carry out this Act, money shall be transferred from the Maryland Strategic Energy Investment Fund to the Public Service Commission to contract the services of independent consultants and experts.”**

(2) The cumulative amount transferred to the Public Service Commission under this subsection may not exceed \$3,000,000 less the net amount transferred to the Public Service Commission under subsection (a) of this section.

On page 39, in line 19, after “Commission” insert “and the Maryland Energy Administration”.

AMENDMENT NO. 5

On page 40, after line 8, insert:

“SECTION 8. AND BE IT FURTHER ENACTED, That:

(a) There is a Clean Energy Technical Education Task Force.

(b) The Task Force consists of the following eight members:

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;

(3) the Director of the Maryland Energy Administration, or the Director’s designee;

(4) the Secretary of the Department of Labor, Licensing, and Regulation, or the Secretary’s designee; and

(5) the following four members appointed by the Governor:

(i) two representatives of community colleges in the State; and

(Over)

- (ii) two representatives of the clean energy industry.
- (c) The Governor shall designate the chair of the Task Force.
- (d) The Maryland Higher Education Commission, the Maryland Energy Administration, and the Maryland Association of Community Colleges jointly shall provide staff for the Task Force.
- (e) A member of the Task Force:
  - (1) may not receive compensation as a member of the Task Force; but
  - (2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.
- (f) The Task Force shall study the programs and course offerings currently being offered in the area of clean energy, with a particular emphasis on wind energy, and identify areas in which additional programs and course offerings should be offered at one or more of the following community colleges:
  - (1) Allegany College of Maryland;
  - (2) Anne Arundel Community College;
  - (3) Baltimore City Community College;
  - (4) Community College of Baltimore County;
  - (5) Carroll Community College;
  - (6) Cecil College;

- (7) Chesapeake College;
- (8) College of Southern Maryland;
- (9) Frederick Community College;
- (10) Garrett College;
- (11) Hagerstown Community College;
- (12) Harford Community College;
- (13) Howard Community College;
- (14) Montgomery College;
- (15) Prince George's Community College; and
- (16) Wor-Wic Community College.

(g) On or before July 31, 2014, the Task Force shall report its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”;

in lines 26 and 29, in each instance, strike “Section 7” and substitute “Sections 7 and 8”; in line 27, strike “It” and substitute “They”; and in lines 9, 15, 22, 26, and 31, strike “8.”, “9.”, “10.”, “11.”, and “12.”, respectively, and substitute “9.”, “10.”, “11.”, “12.”, and “13.”, respectively.