

SB0277/877071/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 277

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “standard;” insert “requiring the Public Service Commission for certain years to grant a waiver of up to certain percentages of the total Tier 1 solar energy requirement of the renewable energy portfolio standard to a certain electric cooperative in a certain manner; providing for the application of this Act;”.

AMENDMENT NO. 2

On page 2, in line 12, strike “The” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE”.

On page 3, after line 14, insert:

“(C) (1) THIS SUBSECTION APPLIES TO RETAIL ELECTRICITY SALES BY ANY ELECTRICITY SUPPLIER TO A CUSTOMER SERVED BY AN ELECTRIC COOPERATIVE THAT IS SUBJECT TO THE RENEWABLE ENERGY PORTFOLIO STANDARD UNDER SUBSECTION (B) OF THIS SECTION.

(2) IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION, THE COMMISSION SHALL GRANT A WAIVER TO AN ELECTRIC COOPERATIVE OF UP TO THE FOLLOWING PERCENTAGES OF THE TOTAL TIER 1 SOLAR ENERGY REQUIREMENT UNDER SUBSECTION (B)(6) THROUGH (15) OF THIS SECTION IN THE MANNER SPECIFIED UNDER PARAGRAPHS (3) AND (4) OF THIS SUBSECTION:

(I) IN 2011, 0.01%;

(Over)

(II) IN 2012, 0.06%;

(III) IN 2013, 0.12%;

(IV) IN 2014, 0.21%;

(V) IN 2015, 0.25%;

(VI) IN 2016, 0.35%;

(VII) IN 2017, 0.45%;

(VIII) IN 2018, 0.20%;

(IX) IN 2019, 0.2%; AND

(X) IN 2020, 0.15%.

(3) THE COMMISSION SHALL GRANT AN ELECTRIC COOPERATIVE THE WAIVER SPECIFIED IN PARAGRAPH (2) OF THIS SECTION TO THE EXTENT THE ELECTRIC COOPERATIVE HAS DEMONSTRATED THAT THE ELECTRIC COOPERATIVE HAS:

(I) INVESTED IN ANY TIER 1 RENEWABLE SOURCE, AS SELECTED BY THE ELECTRIC COOPERATIVE; OR

(II) PURCHASED ENERGY FROM A TIER 1 RENEWABLE SOURCE, AS SELECTED BY THE ELECTRIC COOPERATIVE, UNDER A CONTRACT WITH A TERM OF AT LEAST 10 YEARS.

(4) THE RENEWABLE ENERGY PORTFOLIO STANDARD PERCENTAGE THAT THE COMMISSION WAIVES UNDER PARAGRAPH (2) OF THIS SUBSECTION SHALL BE EQUAL TO THE MEGAWATT-HOURS OF ENERGY THAT THE ELECTRIC COOPERATIVE PURCHASED DURING THE PARTICULAR YEAR FROM:

(I) A TIER 1 RENEWABLE GENERATION FACILITY IN WHICH IT HAS INVESTED; OR

(II) UNDER A CONTRACT WITH A TERM OF AT LEAST 10 YEARS.”;

in lines 15 and 19, strike “(c)” and “(d)”, respectively, and substitute “(D)” and “(E)”, respectively; and in line 19, strike “(c)” and substitute “(D)”.

AMENDMENT NO. 3

On page 4, after line 26, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any contract existing before the effective date of this Act.”.

On page 5, in line 1, strike “2.” and substitute “3.”.