

HB1037\_L.003

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB19-1037 be amended as follows:

- 1 Amend the proposed committee amendment (HB 1037\_L.001), page 6,  
2 line 20, strike "REQUIRED" and substitute "AUTHORIZED".
- 3 Page 6, lines 42 and 43, strike "WHOLESALE OR" and strike "FOR  
4 CONSUMPTION WITHIN THE STATE".
- 5 Page 7, line 7, strike "WHOLESALE OR".
- 6 Page 7, line 8, strike "FOR CONSUMPTION WITHIN THE STATE".
- 7 Page 10, line 2, after "40-41-201 (3)(f);" add "EXCEPT THAT THE  
8 COMMISSION MAY CONSIDER, AND IF DETERMINED AS PART OF AN  
9 EVIDENTIARY PROCEEDING TO BE APPROPRIATE, APPROVE THE USE OF UP  
10 TO AN ADDITIONAL TEN PERCENT OF THE NET PRESENT VALUE FOR SUCH  
11 USE BY THE AUTHORITY IF THE COMMISSION FINDS THAT FIFTEEN PERCENT  
12 IS NOT ADEQUATE TO MEET THE SCOPE OF LOCAL NEEDS;".
- 13 Page 14, line 9, strike "SHALL" and substitute "MAY".
- 14 Page 14, line 17, strike the first "THE" and substitute "ANY".
- 15 Page 14, line 25, strike "REQUIRED" and substitute "AUTHORIZED".
- 16 Page 21, line 8, after "UTILITY" insert "THAT ISSUES CO-EIA BONDS".
- 17 Page 21, strike lines 9 and 10 and substitute "INVEST AN AMOUNT EQUAL  
18 TO THE AMOUNT OF CO-EIA BOND PROCEEDS PLUS, AT ITS DISCRETION,  
19 OTHER FINANCIAL RESOURCES, IN A".
- 20 Page 21, line 18, strike "GENERATION" and substitute "ELECTRIC  
21 GENERATING".
- 22 Page 21, line 38, after "SECTION," insert "WHICH LEVELS MUST BE NO LESS  
23 THAN THE FULL VALUE OF THE ELECTRIC GENERATING FACILITIES THAT  
24 WERE RETIRED AS AUTHORIZED BY THE FINANCING ORDER,".
- 25 Page 21, strike lines 43 and 44.
- 26 Page 22, strike lines 1 through 12 and substitute:  
27 "(4) WHEN AN ELECTRIC UTILITY ACQUIRES LEAST-COST  
28 GENERATION RESOURCES TO REPLACE ELECTRIC GENERATING FACILITIES

1 THAT WERE RETIRED AS AUTHORIZED BY A FINANCING ORDER, THE  
2 ELECTRIC UTILITY MAY OWN AN EQUIVALENT AMOUNT OF REPLACEMENT  
3 LEAST-COST GENERATION RESOURCES, AS MEASURED BY ENERGY OR  
4 CAPACITY AND TO THE EXTENT NEEDED TO SERVE EXISTING LOAD, AS  
5 FOLLOWS:

6 (a) UP TO AN ADDITIONAL FORTY PERCENT OF LEAST-COST  
7 GENERATION RESOURCES IF THE LEAST-COST GENERATION RESOURCES ARE  
8 ACQUIRED TO THE EXTENT NEEDED TO SERVE EXISTING LOAD THROUGH A  
9 BUILD-OPERATE-TRANSFER AGREEMENT;

10 (b) ANY LARGER AMOUNT OF LEAST-COST GENERATION  
11 RESOURCES THAT IS AUTHORIZED BY THE COMMISSION; AND".

12 Reletter succeeding paragraph accordingly.

13 Page 22, line 13, strike "CONSULTANT," and substitute "EVALUATOR,".

14 Page 22, line 15, strike "CONSULTANT" and substitute "EVALUATOR".

15 Page 23, line 4, strike "JULY" and substitute "SEPTEMBER".

16 Page 26, line 26, after "TO" insert "THE JOINT BUDGET COMMITTEE OF THE  
17 GENERAL ASSEMBLY,".

18 Page 26, line 28, strike "TRANSPORTATION AND ENERGY" and substitute  
19 "ENERGY AND ENVIRONMENT".

20 Page 26, lines 29, strike "AGRICULTURE. NATURAL RESOURCES," and  
21 substitute "TRANSPORTATION".

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