

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB21-1238 be amended as follows:

1 Amend printed bill, page 6, line 18, strike "and (3);" and substitute "(3), and  
2 (5);".

3 Page 10, after line 1 insert:

4 "(5) (a) The commission shall authorize each gas utility to recover  
5 ~~moneys~~ MONEY spent for education programs, impact and process  
6 evaluations, and program planning related to natural gas DSM programs  
7 offered by the gas utility without having to show that such expenditures, on  
8 an independent basis, are cost-effective. The commission may limit the  
9 amount spent for these activities.

10 (b) (I) UPON PETITION BY A REGULATED GAS UTILITY, THE  
11 COMMISSION SHALL REMOVE DISINCENTIVES TO THE IMPLEMENTATION OF  
12 EFFECTIVE GAS DSM PROGRAMS THROUGH THE ADOPTION OF A RATE  
13 ADJUSTMENT MECHANISM THAT ENSURES THAT THE REVENUE PER  
14 CUSTOMER APPROVED BY THE COMMISSION IN A GENERAL RATE CASE  
15 PROCEEDING IS RECOVERED BY THE GAS UTILITY WITHOUT REGARD TO THE  
16 QUANTITY OF NATURAL GAS ACTUALLY SOLD BY THE GAS UTILITY AFTER  
17 THE DATE THE RATE TOOK EFFECT. THE COMMISSION SHALL SEPARATELY  
18 CALCULATE, FOR THE RATE CLASS OR CLASSES TO WHICH A RATE  
19 ADJUSTMENT MECHANISM APPLIES, THE REGULATORY DISINCENTIVES  
20 REMOVED THROUGH THAT MECHANISM AND COLLECTED OR REFUNDED BY  
21 THE GAS UTILITY THROUGH A TARIFF RIDER.

22 (II) REMOVING DISINCENTIVES THROUGH A RATE ADJUSTMENT  
23 MECHANISM ADOPTED PURSUANT TO SUBSECTION (5)(b)(I) OF THIS  
24 SECTION DOES NOT PRECLUDE A GAS UTILITY FROM RECEIVING A BONUS  
25 PURSUANT TO SUBSECTION (2)(d) OF THIS SECTION.

26 (III) THE COMMISSION SHALL NOT REDUCE A GAS UTILITY'S RETURN  
27 ON EQUITY BASED SOLELY ON APPROVAL OF A RATE ADJUSTMENT  
28 MECHANISM ADOPTED PURSUANT TO SUBSECTION (5)(b)(I) OF THIS  
29 SECTION."

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