

HOUSE BILL 1315

C5

2lr2928

By: **Delegate Davis**

Introduced and read first time: February 16, 2012

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Service Commission – Reports – Ratepayer Impact Statements**

3 FOR the purpose of prohibiting the Public Service Commission from issuing an order
4 that may have a material impact on certain customers unless the Commission
5 meets certain requirements; making a stylistic change; defining a certain term;
6 and generally relating to Commission reports.

7 BY repealing and reenacting, with amendments,
8 Article – Public Utilities
9 Section 2–122
10 Annotated Code of Maryland
11 (2010 Replacement Volume and 2011 Supplement)

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

14 **Article – Public Utilities**

15 2–122.

16 **(A) IN THIS SECTION, “MATERIAL IMPACT” MEANS A WORST CASE**
17 **FUTURE IMPACT THAT COULD, AT ANY TIME, INCREASE TOTAL ANNUAL ENERGY**
18 **COSTS FOR GOVERNMENTAL, RESIDENTIAL, COMMERCIAL, OR INDUSTRIAL**
19 **CUSTOMERS BY \$1,000,000 OR MORE.**

20 **[(a)] (B)** (1) On or before the third Wednesday of March of each year, the
21 Commission shall publish an annual report that summarizes the activities of the
22 Commission that includes:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) a summary of each regulation, opinion, or order that the
2 Commission adopted, entered, or passed during the year; and

3 (ii) any other information that the Commission considers of
4 value.

5 (2) The Commission shall send a copy of the report to the Governor
6 and, [subject to] **IN ACCORDANCE WITH § 2–1246** of the State Government Article, to
7 the General Assembly.

8 **[(b)] (C)** Each year, the Commission shall publish a report that includes:

9 (1) the progress of the residential conservation service plan;

10 (2) Commission activities to moderate peak electric demand; and

11 (3) energy conservation measures taken by gas companies and electric
12 companies in the State to reduce electrical and natural gas demand.

13 **(D) EXCEPT FOR AN ORDER ISSUED UNDER TITLE 4, SUBTITLE 2 OF**
14 **THIS ARTICLE, THE COMMISSION MAY NOT ISSUE AN ORDER THAT MAY HAVE A**
15 **MATERIAL IMPACT ON RESIDENTIAL, COMMERCIAL, OR INDUSTRIAL**
16 **CUSTOMERS OR ON STATE OR LOCAL GOVERNMENTAL UNITS UNLESS, BEFORE**
17 **ISSUING THE ORDER, THE COMMISSION:**

18 **(1) PUBLISHES A REPORT THAT DETAILS THE LIKELY, BEST, AND**
19 **WORST CASE FUTURE IMPACTS ON THE COST OF ENERGY FROM THE ACTION**
20 **REQUIRED BY THE ORDER;**

21 **(2) DISTRIBUTES A COPY OF THE REPORT TO THE GOVERNOR,**
22 **THE COMPTROLLER, AND, IN ACCORDANCE WITH § 2–1246 OF THE STATE**
23 **GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY; AND**

24 **(3) SOLICITS AND CONSIDERS COMMENTS FROM THE PUBLIC**
25 **CONCERNING:**

26 **(I) THE ACCURACY OF THE REPORT; AND**

27 **(II) WHETHER THE FUTURE COST IMPACTS ARE IN THE**
28 **PUBLIC INTEREST.**

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2012.