

SB0841/153123/1

BY: Senator Ready

AMENDMENTS TO SENATE BILL 841, AS AMENDED

AMENDMENT NO. 1

On pages 1 and 2 of the Committee on Education, Energy, and the Environment Amendments (SB0841/423325/1), in Amendment No. 1, strike beginning with “altering” in line 22 on page 1 down through “tariffs.” in line 5 on page 2 and substitute “prohibiting a unit of State government from implementing or enforcing, after a certain date, certain provisions of law relating to energy efficiency and conservation programs, services, and plans that support certain greenhouse gas emissions reduction goals and targets; requiring the Commission to continue certain rate-making policies until certain electric companies and gas companies have recovered certain costs; requiring the Commission to report to the General Assembly once a certain event has occurred and include in the report a certain recommendation.”.

On page 5 of the Committee on Education, Energy, and the Environment Committee Amendments, in line 13 of Amendment No. 1, strike “7-221.1, and 7-229” and substitute “and 7-226.1”; and in line 21, strike “7-222, 7-223, 7-224(a)(1) and (d), 7-225.” and substitute “7-222(d).”.

On page 6 of the Committee on Education, Energy, and the Environment Amendments, in line 1 of Amendment No. 1, strike “7-221, 7-226 through 7-228.”.

AMENDMENT NO. 2

On pages 89 through 106 of the Committee on Education, Energy, and the Environment Amendments, in Amendment No. 2, strike in their entirety the lines beginning with line 11 on page 89 through line 11 on page 106, inclusive, and substitute:

“7-222.

(d) The Commission shall encourage and promote the efficient use and conservation of energy in support of the greenhouse gas emissions reduction goals and

targets required under Title 2, Subtitle 12 of the Environment Article, established by the Commission under § 7–223(b) of this subtitle, and specified in § 7–224(a)(2) of this subtitle by:

(1) requiring each electric company and gas company to establish any program or service that the Commission determines to be appropriate and cost-effective;

(2) adopting rate-making policies that provide, through a surcharge line item on customer bills:

(i) full cost recovery of reasonably incurred costs for programs and services established under item (1) of this subsection, including full recovery on a current basis on or before January 1, 2028;

(ii) on or before December 31, 2032, the elimination of any unpaid costs and unamortized costs that:

1. A. existed on December 31, 2024; or

B. were incurred before [January 1, 2028] **JULY 1, 2026;**

and

2. were accrued for the purpose of achieving statutory targets for annual incremental gross energy savings;

(iii) compensation for any unpaid costs and unamortized costs under item (ii) of this item at not more than each electric company's and each gas company's average cost of outstanding debt; and

(iv) reasonable financial performance incentives and penalties for investor-owned electric companies and gas companies, as appropriate; and

(3) ensuring that adoption of electric customer choice under Subtitle 5 of this title and gas customer choice under Subtitle 6 of this title does not adversely impact these goals and targets.

7–226.1.

(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, BEGINNING ON JULY 1, 2026, A UNIT OF STATE GOVERNMENT MAY NOT IMPLEMENT OR ENFORCE THE PROVISIONS OF §§ 7-222 THROUGH 7-226 OF THIS SUBTITLE.

(B) THE COMMISSION SHALL CONTINUE RATE-MAKING POLICIES IN ACCORDANCE WITH § 7-222(D)(2)(II) OF THIS SUBTITLE UNTIL EACH ELECTRIC COMPANY AND GAS COMPANY HAS RECOVERED ALL UNPAID COSTS AND UNAMORTIZED COSTS THAT THE ELECTRIC COMPANY OR GAS COMPANY INCURRED ON OR BEFORE JULY 1, 2026, FOR THE DEVELOPMENT AND IMPLEMENTATION OF PROGRAMS REQUIRED UNDER § 7-222(D)(2)(I) OF THIS SUBTITLE THAT EXISTED ON OR BEFORE JULY 1, 2026.”.

On pages 184 through 187 of the Committee on Education, Energy, and the Environment Amendments, in Amendment No. 2, strike in their entirety the lines beginning with line 21 on page 184 through line 13 on page 187, inclusive, and substitute:

“(a) The Public Service Commission shall report to the General Assembly, in accordance with § 2-1257 of the State Government Article, within 3 months after all electric companies and gas companies subject to the provisions of Title 7, Subtitle 2, Part II of the Public Utilities Article have recovered all unpaid costs and unamortized costs in accordance with § 7-226.1(b) of the Public Utilities Article, as enacted by Section 4 of this Act.

(b) The report submitted under subsection (a) of this section shall include a recommendation on whether the moratorium established in § 7-226.1(a) of the Public Utilities Article, as enacted by Section 4 of this Act, should be rescinded.”.

On page 187 of the Committee on Education, Energy, and the Environment Amendments, in lines 14 and 19 of Amendment No. 2, strike “14.” and “15.”, respectively, and substitute “13.” and “14.”, respectively.

On page 188 of the Committee on Education, Energy, and the Environment Amendments, in line 17 of Amendment No. 2, strike "16." and substitute "15.".

On page 189 of the Committee on Education, Energy, and the Environment Amendments, in lines 14 and 18 of Amendment No. 2, strike "17." and "18.", respectively, and substitute "16." and "17.", respectively.

On page 190 of the Committee on Education, Energy, and the Environment Amendments, in lines 3 and 11 of Amendment No. 2, strike "19." and "20.", respectively, and substitute "18." and "19.", respectively.