

1st Sub. H.B. 514
Utah Energy Council Amendments

Representative **R. Neil Walter** proposes the following amendments:

1. *Line 83:*

83 (3) The district is not subject to the provisions of any other part of this chapter.

84 (4) If there is a conflict between a provision in Chapter 1, Provisions Applicable to All

85 Special Districts, and a provision in this part, the provisions in this part govern.

(5) If there is a conflict between a provision of this part and a provision of Title 10, Utah Municipal Code, or Title 54, Public Utilities, Title 10 or Title 54, as applicable, shall govern.

2. *Line 198:*

198 of a city or town, the district shall obtain the consent of the local authorities who have

199 control of any street or highway proposed to be occupied by the facility, in accordance

200 with Utah Constitution, Article XI, Section 9.

(3) (a) The district is not an electric service provider and may not sell, distribute, or deliver electricity directly to retail customers.

(b) Neither the district nor the board may provide electric service within the certificated service territory of any entity that has been authorized to provide retail electric service in that territory pursuant to:

(i) a certificate of public convenience and necessity issued by the Public Service Commission under Title 54, Public Utilities;

(ii) a franchise, ordinance, or other authorization granted under Title 10, Utah Municipal Code; or

(iii) any other provision of state law authorizing an entity to provide retail electric service within a defined geographic area.

(c) Nothing in this part shall be construed to limit, diminish, or otherwise affect the certificated service territory of an entity that has been authorized to provide retail electric service in the state.