

S.B. 214
OFFICE OF CONSUMER SERVICES ACT

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 12, 2009 3:23 PM

Representative **Fred R Hunsaker** proposes the following amendments:

1. *Page 4, Lines 92 through 100*

Senate 2nd Reading Amendments

3-6-2009:

- 92 ~~{ (4) "Executive director" means the executive director of the Department of Commerce. }~~
- 93 ~~{ (5) }~~ (4) "Office" means the Office of Consumer Services created in Section 54-10a-201.
- 94 ~~{ (1) }~~ ~~{ (6) }~~ (5) "Residential consumer" is a customer or user of ~~[a natural gas, electric or~~
- 95 ~~telephone]~~ an applicable public utility who maintains a permanent ~~[place of abode]~~ residence
- 96 within the state ~~[of Utah]~~.
- 97 ~~{ (2) }~~ ~~{ (7) }~~ (6) "Small commercial consumer" is a person ~~[or entity]~~ conducting a business
- 98 ~~[or]~~ enterprise, agriculture enterprise, or other enterprise in the state [of Utah having] that has:
- 99 (a) less than 25 employees; or
- 100 (b) a gross income less than \$1,000,000 annually.

2. *Page 4, Lines 107 through 110*

Senate 2nd Reading Amendments

3-6-2009:

- 107 ~~{ (1) }~~ (2) (a) The governor shall appoint, with the ~~{ (1) }~~ { (1) } **concurrence of the Committee of**
- 108 **Consumer Services** ~~{ (1) }~~ { (1) } **and the** consent of the Senate, a qualified person in the field of public utilities
- 109 ~~[who may carry out the policies and directives of the Committee of Consumer Services.]~~ to be
- 110 the director of the office.

3. *Page 5, Lines 125 through 126:*

- 125 (1) (a) There is created within the ~~[Division of Public Utilities of the Department of~~
- 126 ~~Commerce]~~ a office ~~{ (1) }~~ { (1) } a committee known as the "Committee of Consumer Services."

4. *Page 6, Lines 153 through 154:*

- 153 (4) ~~{ (1) }~~ { (1) } (a) ~~{ (1) }~~ { (1) } No more than ~~[three]~~ five members of the committee shall be from the same
- 154 political party.
- (b) Subject to Subsection (3), for a member of the committee appointed on or after May 12, 2009, the governor shall appoint, to the extent possible, an individual with expertise or experience in:
- (i) public utility matters related to consumers;

- (ii) economics;
- (iii) accounting;
- (iv) financing;
- (v) engineering; or
- (vi) public utilities law.

5. Page 8, Lines 218 through 220:

218 54-10a-302. {~~Committee is advisory~~} Powers of committee .
219 {~~The~~} By a majority vote of a quorum of the committee, the committee {~~shall~~} may:
 (1) advise the director as to {~~any~~} a duty or power of the office under
220 Section 54-10a-301 ; and
 (2) give direction to the director on a policy objective related to a duty or power of the office under
 Section 54-10a-301 that serves the needs of residential consumers and small commercial consumers .