



# UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL  
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February 26, 2010

Mr. President:

The Transportation and Public Utilities and Technology Committee reports a favorable recommendation on **S.B. 227**, INTERLOCAL ENERGY AMENDMENTS, by Senator C. Bramble, with the following amendments:

1. *Page 5, Line 143 through Page 6, Line 162:*

- 143 if ~~is~~  
(i) the energy services interlocal entity:
- 144 ~~{(f)}~~ (A) enters into a written agreement with each public utility holding a  
certificate of
- 145 public convenience and necessity issued by the Public Service Commission for the energy  
146 services interlocal entity to be responsible to provide electric service in the agreed  
upon geographic area
- 147 outside the municipal boundaries of the members of the energy services interlocal  
entity; and
- 148 ~~{(f)}~~ (B) obtains a franchise agreement, with the legislative body of the  
county or other
- 149 governmental entity for the geographic area in which the energy services interlocal entity  
150 provides service outside the municipal boundaries of its members; and
- 151 ~~{(f)}~~ (ii) each public utility described in Subsection (7)(a)(i)(A) applies  
for and obtains from the Public Service Commission approval of the
- 152 agreement specified in Subsection (7)(a) ~~{(f)}~~ (i)(A) .
- 153 (b) (i) The Public Service Commission shall approve an agreement described in

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154 Subsection (7)(a)(ii) unless it determines, based upon substantial evidence, that the agreement  
155 is contrary to the public interest.

156 (ii) In approving an agreement, the ~~{commission}~~ Public Service Commission shall also  
157 amend the certificate of

158 public convenience and necessity of any public utility described in Subsection (7)(a)(i) to  
159 delete from the geographic area specified in the certificate or certificates of the public utility  
160 the geographic area that the energy services interlocal entity has agreed to serve.

161 (c) In providing retail electric service to customers outside of the municipal boundaries  
162 of its members, but not within the municipal boundaries of another municipality that grants a franchise  
agreement in accordance with Subsection (7)(a)(i)(B), an energy  
services interlocal entity shall comply with the following:

Respectfully,

Stephen H. Urquhart  
Committee Chair

Voting: 6-0-1

3 SB0227.SCI.WPD lelder/LGE CRP/RCN 2/26/10 5:30 pm

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