

1st Sub. S.B. 47

**ELECTRICAL UTILITY AMENDMENTS - EFFICIENCY AND CONSERVATION
TARIFF**

SENATE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 8, 2010 10:32 AM

Senator **John L. Valentine** proposes the following amendments:

1. *Page 2, Lines 40 through 42:*

40 (3) (a) The commission shall ensure that an electrical corporation recovers all costs
41 prudently incurred by the electrical corporation for demand side management programs
42 approved by the commission , **including the imposition of a surcharge for a customer who opts out of a**
program described in Subsection (7) .

2. *Page 3, Lines 60 through 65:*

60 (7) A direct load control program tariff proposed by an electric corporation that passes
61 the cost benefit test utilized by the commission and that permits a customer to choose not to
62 participate in the program { ~~without adverse consequence to that customer, other than foregoing~~
63 ~~a credit or benefit available for participation~~ } , shall be presumed to be in the public interest and
64 shall be approved by the commission absent a showing by a person that may be affected by the
65 tariff that the proposed tariff is not in the public interest.