

## 4th Sub. S.B. 115

# SUSTAINABLE TRANSPORTATION AND ENERGY PLAN ACT

HOUSE FLOOR AMENDMENTS

AMENDMENT 5

MARCH 10, 2016 1:51 PM

Representative **Patrice M. Arent** proposes the following amendments:

1. *Page 14, Lines 415 through 424:*

415           (b) The commission ~~{shall}~~ **may** authorize a large-scale electric utility that is allowed to  
416 charge a customer for demand side management under Subsection (2)(a) to:  
417           (i) if requested by the large-scale electric utility, capitalize the annual costs incurred for  
418 demand side management provided in Subsection (2)(a);  
419           (ii) amortize the annual cost for demand side management over a period of 10 years;  
420           (iii) apply a carrying charge to the unamortized balance that is equal to the large-scale  
421 electric utility's pretax weighted average cost of capital approved by the commission in the  
422 large-scale electric utility's most recent general rate proceeding; and  
423           (iv) recover the amortization cost described in Subsection (2)(b)(ii) and the carrying  
424 charge described in Subsection (2)(b)(iii) in customer rates.

2. *Page 17, Lines 491 through 494:*

491           (8) ~~{A}~~ **The commission may exempt a** customer that is paying a contract rate under an  
492 agreement with a large-scale  
493 electric utility as of January 1, 2016 ~~{, is exempt}~~ from the costs recovered under Subsection (3),  
494 except for costs created by or arising from the Utah solar incentive program included in  
495 Subsection 54-7-12.8(3)(b).

3. *Page 19, Lines 558 through 561:*

558           (d) Beginning June 1, 2016, for an electrical corporation with an energy balancing  
559 account established before January 1, 2016, the commission shall **evaluate whether to** allow an electrical  
560 corporation to recover 100% of the electrical corporation's prudently incurred costs as  
561 determined and approved by the commission under this section.