

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB26-1246 be amended as follows:

1 Amend printed bill, page 4, strike line 27 and substitute:

2 **"40-3.7-105. Commission authority - limited audit.**

3 (1) THE COMMISSION MAY CONDUCT A LIMITED-SCOPE AUDIT ONLY  
4 AFTER:

5 (a) A FORMAL COMPLAINT ALLEGING COST SHIFTING;

6 (b) EVIDENCE OF NONCOMPLIANCE WITH THIS ARTICLE 3.7; OR

7 (c) A VERIFIED REQUEST FROM A PUBLIC UTILITY ALLEGING COST  
8 SHIFTING OR STRUCTURAL NONCOMPLIANCE.

9 (2) THE SCOPE OF THE AUDIT MUST BE LIMITED TO:

10 (a) COST SHIFTING; AND

11 (b) STRUCTURAL COMPLIANCE.

12 (3) THE COMMISSION SHALL NOT REGULATE RATES, REVIEW  
13 CONTRACTS, OR IMPOSE PUBLIC UTILITY REGULATION UNLESS THE  
14 COMMISSION FINDS A VIOLATION OF THE REQUIREMENTS SET FORTH IN THIS  
15 ARTICLE 3.7.

16 (4) IF A VIOLATION IS FOUND, THE COMMISSION MAY VOID  
17 EXEMPTIONS AND REQUIRE CORRECTIVE ACTION.

18 (5) A LARGE-LOAD CUSTOMER OR PROVIDER IS ENCOURAGED TO  
19 ENGAGE IN GOOD FAITH COORDINATION WITH AFFECTED PUBLIC UTILITIES  
20 REGARDING THE PLANNING, INTERCONNECTION, AND RELIABILITY OF A  
21 STRUCTURALLY SEPARATE ELECTRIC SYSTEM.

22 (6) NOTHING IN THIS SECTION CREATES A CONDITION OF  
23 APPROVAL, A BASIS FOR ENFORCEMENT, OR AN EXPANSION OF COMMISSION  
24 AUTHORITY."

25 Page 5, strike lines 1 through 7.

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