

AMENDMENTS TO HOUSE BILL NO. 491

Sponsor: SENATOR STEFANO

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1 Amend Bill, page 1, lines 1 through 6, by striking out all of
2 said lines and inserting

3 Amending Title 66 (Public Utilities) of the Pennsylvania
4 Consolidated Statutes, in restructuring of electric utility
5 industry, further providing for energy efficiency and
6 conservation program.

7 Amend Bill, page 1, lines 9 through 18; pages 2 through 4,
8 lines 1 through 30; page 5, lines 1 through 9; by striking out
9 all of said lines on said pages and inserting

10 Section 1. Section 2806.1(e) (2) and (m) of Title 66 of the
11 Pennsylvania Consolidated Statutes are amended to read:
12 § 2806.1. Energy efficiency and conservation program.

13 * * *

14 (e) Commission approval.--

15 * * *

16 (2) The commission shall approve or disapprove a plan
17 filed under subsection (b) within 120 days of submission. The
18 following shall apply to an order disapproving a plan:

19 (i) The commission shall describe in detail the
20 reasons for the disapproval.

21 (ii) The electric distribution company shall have 60
22 days to file a revised plan to address the deficiencies
23 identified by the commission. The revised plan shall be
24 approved or disapproved by the commission within 60 days.

25 (iii) The commission may not disapprove a plan
26 solely due to the inclusion of mechanical insulation
27 which is demonstrated to be cost effective using a total
28 resource cost test approved by the commission.

29 * * *

30 (m) Definitions.--As used in this section, the following
31 words and phrases shall have the meanings given to them in this
32 subsection:

33 "Conservation service provider." An entity that provides
34 information and technical assistance on measures to enable a
35 person to increase energy efficiency or reduce energy

1 consumption and that has no direct or indirect ownership,
2 partnership or other affiliated interest with an electric
3 distribution company.

4 "Electric distribution company total annual revenue."
5 Amounts paid to the electric distribution company for
6 generation, transmission, distribution and surcharges by retail
7 customers.

8 "Energy efficiency and conservation measures."

9 (1) Technologies, management practices or other measures
10 employed by retail customers that reduce electricity
11 consumption or demand if all of the following apply:

12 (i) The technology, practice or other measure is
13 installed on or after the effective date of this section
14 at the location of a retail customer.

15 (ii) The technology, practice or other measure
16 reduces consumption of energy or peak load by the retail
17 customer.

18 (iii) The cost of the acquisition or installation of
19 the measure is directly incurred in whole or in part by
20 the electric distribution company.

21 (2) Energy efficiency and conservation measures shall
22 include solar or solar photovoltaic panels, energy efficient
23 windows and doors, energy efficient lighting, including exit
24 sign retrofit, high bay fluorescent retrofit and pedestrian
25 and traffic signal conversion, geothermal heating,
26 insulation, air sealing, reflective roof coatings, energy
27 efficient heating and cooling equipment or systems and energy
28 efficient appliances and other technologies, practices or
29 measures approved by the commission.

30 "Mechanical insulation." Insulation materials, facings and
31 accessory products used for thermal requirements for mechanical
32 pipng and equipment, hot and cold applications and heating,
33 venting and air conditioning applications.

34 "Peak demand." The highest electrical requirement occurring
35 during a specified period. For an electric distribution company,
36 the term shall mean the sum of the metered consumption for all
37 retail customers over that period.

38 "Quality assurance." All of the following:

39 (1) The auditing of buildings, equipment and processes
40 to determine the cost-effectiveness of energy efficiency and
41 conservation measures using nationally recognized tools and
42 certification programs.

43 (2) Independent inspection of completed energy
44 efficiency and conservation measures completed by third-party
45 entities to evaluate the quality of the completed measure.

46 "Real-time price." A rate that directly reflects the
47 different cost of energy during each hour.

48 "Time-of-use rate." A rate that reflects the costs of
49 serving customers during different time periods, including off-
50 peak and on-peak periods, but not as frequently as each hour.

51 "Total resource cost test." A standard test that is met if,

1 over the effective life of each plan not to exceed 15 years, the
2 net present value of the avoided monetary cost of supplying
3 electricity is greater than the net present value of the
4 monetary cost of energy efficiency conservation measures.
5 Section 2. This act shall take effect in 60 days.