

ARKANSAS SENATE
89th General Assembly - Regular Session, 2013
Amendment Form

Subtitle of Senate Bill No. 795
TO REGULATE RETAIL ELECTRIC DEMAND RESPONSE.

Amendment No. 1 to Senate Bill No. 795

Amend Senate Bill No. 795 as originally introduced:

Page 1, line 9, delete "RETAIL"

AND

Page 1, line 14, delete "RETAIL"

AND

Page 1, line 22, delete "Retail"

AND

Page 1, line 25, delete "Retail"

AND

Page 1, line 30, delete "end-use" and substitute "retail"

AND

Page 2, line 1, delete "end-use" and substitute "retail"

AND

Page 2, delete lines 2 through 9, and substitute the following:

"the Arkansas Public Service Commission; or

(ii) A municipally owned electric utility or"

AND

Page 2, delete line 12, and substitute the following:

"with the retail customers in its own service territory; and"

AND



Page 2, line 14, delete "an end-use" and substitute "a retail"

AND

Page 2, line 16, delete "end-use" and substitute "retail"

AND

Page 2, line 19, delete "end-use" and substitute "retail"

AND

Page 2, delete lines 23 through 26, and substitute the following:
"capable of providing demand response."

AND

Page 2, delete lines 28 and 29, and substitute the following:

"23-18-1003. Authority to regulate demand response.

(a) The marketing, selling, or marketing and selling of demand response within the State of Arkansas by electric public utilities or aggregators of retail customers to retail customers or by electric public utilities, aggregators of retail customers, or retail customers into wholesale electricity markets is subject to regulation"

AND

Page 2, delete line 35, and substitute the following:

"district.

(b) The commission:

(1) May establish the terms and conditions for the marketing, selling, or marketing and selling of demand response by electric public utilities or aggregators of retail customers to retail customers or by electric public utilities, aggregators of retail customers, or retail customers into wholesale electricity markets; and

(2) Shall not regulate demand response investments or demand response actions of a retail customer on the customer's side of the electric meter."

AND

Page 3, delete line 4, and substitute the following:

"a retail customer is prohibited unless the Arkansas Public Service Commission or the governing authority of a municipally owned electric utility or a consolidated municipal utility improvement district determines that the marketing, selling, or marketing and selling of demand response into wholesale electricity markets by aggregators of retail customers or by retail customers is in the public interest.

23-18-1005. Applicability.

This subchapter does not prevent a nonresidential customer from opting out in accordance with § 23-3-405 of energy conservation programs and measures as defined in § 23-3-403."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Rapert

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Secretary