

SENATE BILL 1047

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EMERGENCY BILL

9lr3330

By: **Senators Lam and Guzzone**

Constitutional Requirements Complied with for Introduction in the last 35 Days of Session

Introduced and read first time: March 11, 2019

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Public Service Commission – Recapture and Redirection of Funds**

3 FOR the purpose of requiring the Public Service Commission to recapture certain money
4 expended from a certain quasi-endowment Energy Assistance Fund that was
5 granted in accordance with a certain order of the Commission; requiring the
6 Commission to redirect certain money granted to a certain entity in accordance with
7 a certain order of the Commission to an entity to administer the funds in a certain
8 manner; requiring the entity selected by the Commission to administer certain funds
9 to meet certain qualifications; making this Act an emergency measure; and generally
10 relating to the recapture and redirection of certain funds awarded by the Public
11 Service Commission.

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
13 That:

14 (a) The Public Service Commission shall:

15 (1) recapture from the Fuel Fund of Maryland any money expended
16 without the Commission's approval from the principal granted to the quasi-endowment
17 Energy Assistance Fund in accordance with Commission Order No. 85187, dated November
18 8, 2012; and

19 (2) redirect the money granted to the quasi-endowment Energy Assistance
20 Fund administered by the Fuel Fund of Maryland in accordance with Order No. 85187 to
21 an entity that will administer the funds:

22 (i) subject to the same terms and conditions under which the money
23 was originally granted in accordance with Order No. 85187; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) in accordance with the policies set forth in Order No. 85187
2 required of programs designed to deliver long-term economic benefits to the residential and
3 business customers in the Baltimore Gas and Electric Company service territory.

4 (b) (1) The entity selected by the Commission to administer the funds shall be
5 either a State agency or a nonprofit organization.

6 (2) If the entity is a nonprofit organization, it shall present proof to the
7 Commission that the organization spends at least 50% of its annual revenue on energy
8 assistance programs.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
10 measure, is necessary for the immediate preservation of the public health or safety, has
11 been passed by a ye and nay vote supported by three-fifths of all the members elected to
12 each of the two Houses of the General Assembly, and shall take effect from the date it is
13 enacted.