

AMENDMENTS TO ASSEMBLY BILL NO. 327
AS AMENDED IN SENATE JULY 8, 2013

Amendment 1

In the heading, below line 1, insert:

(Coauthors: Assembly Members Bigelow, Bonilla, Buchanan, Daly, Eggman, Fox, Beth Gaines, Garcia, Gray, Olsen, Pan, and Wagner)

(Coauthors: Senators Cannella, Correa, and Fuller)

Amendment 2

In the title, in line 1, strike out "Section" and insert:

Sections 382 and

Amendment 3

On page 8, below line 4, insert:

SECTION 1. Section 382 of the Public Utilities Code is amended to read:

382. (a) Programs provided to low-income electricity customers, including, but not limited to, targeted energy-efficiency services and the California Alternate Rates for Energy program shall be funded at not less than 1996 authorized levels based on an assessment of customer need.

(b) In order to meet legitimate needs of electric and gas customers who are unable to pay their electric and gas bills and who satisfy eligibility criteria for assistance, recognizing that electricity is a basic necessity, and that all residents of the state should be able to afford essential electricity and gas supplies, the commission shall ensure that low-income ratepayers are not jeopardized or overburdened by monthly energy expenditures. Energy expenditure may be reduced through the establishment of different rates for low-income ratepayers, different levels of rate assistance, and energy efficiency programs.

(c) Nothing in this section shall be construed to prohibit electric and gas providers from offering any special rate or program for low-income ratepayers that is not specifically required in this section.

(d) Beginning in 2002, an assessment of the needs of low-income electricity and gas ratepayers shall be conducted periodically by the commission with the assistance of the Low-Income Oversight Board. A periodic assessment shall be made not less often than every third year. The assessment shall evaluate low-income program implementation and the effectiveness of weatherization services and energy efficiency measures in low-income households. The assessment shall consider whether existing programs adequately address low-income electricity and gas customers' energy expenditures, hardship, language needs, and economic burdens.

(e) The commission shall, by not later than December 31, 2020, ensure that all eligible low-income electricity and gas customers are given the opportunity to participate



in low-income energy efficiency programs, including customers occupying apartments or similar multiunit residential structures. The commission and electrical corporations and gas corporations shall make all reasonable efforts to coordinate ratepayer-funded programs with other energy conservation and efficiency programs and to obtain additional federal funding to support actions undertaken pursuant to this subdivision.

These programs shall be designed to provide long-term reductions in energy consumption at the dwelling unit based on an audit or assessment of the dwelling unit, and may include improved insulation, energy efficient appliances, measures that utilize solar energy, and other improvements to the physical structure.

(f) The commission shall allocate funds necessary to meet the low-income objectives in this section.

Amendment 4

On page 8, in line 5, strike out "SECTION 1." and insert:

SEC. 2.

Amendment 5

On page 8, in line 32, after the period insert:

For one-person households, program eligibility shall be based on two-person household guideline levels.

Amendment 6

On page 10, in line 23, strike out "an" and insert:

a weighted

Amendment 7

On page 10, in line 23, strike out "offered" and insert:

provided

Amendment 8

On page 10, in line 25, strike out "The" and insert:

If an electrical corporation provides an average effective CARE discount in excess of the maximum percentage specified in paragraph (1), the

Amendment 9

On page 10, in line 25, strike out "annually reduce its" and insert:

reduce, on an annual basis, the

Amendment 10

On page 10, in line 27, strike out "its average effective CARE percentage" and insert:

the

Amendment 11

On page 10, in lines 28 and 29, strike out "December 31, 2013. The commission shall determine what is a reasonable percentage decrease" and insert:

January 1, 2013, or that the electrical corporation had been authorized to place in effect by that date

Amendment 12

On page 11, in line 26, after the period insert:

The commission may determine that gas and electric customers are categorically eligible for CARE assistance if they are enrolled in other public assistance programs with substantially the same income eligibility requirements as the CARE program.

Amendment 13

On page 14, in line 5, strike out "SEC. 2." and insert:

SEC. 3.

Amendment 14

On page 14, in line 6, strike out "SEC. 3." and insert:

SEC. 4.

Amendment 15

On page 15, in line 3, after "(a)" insert:

"Fixed charge" means any fixed customer charge, basic service fee, demand differentiated basic service fee, demand charge, or other charge not based upon the volume of electricity consumed.

(b)

Amendment 16

On page 15, in line 3, after "to" insert:

electrical

Amendment 17

On page 15, between lines 7 and 8, insert:

(c) Except as provided in subdivision (c) of Section 745, the commission shall require each electrical corporation to offer default rates to residential customers with at least two usage tiers. The first tier shall include electricity usage of no less than the baseline quantity established pursuant to paragraph (1) of subdivision (d) of Section 739.

(d) Consistent with the requirements of Section 739, the commission may modify the seasonal definitions and applicable percentage of average consumption for one or more climatic zones.

Amendment 18

On page 15, in line 8, strike out "(b)" and insert:

(e)

Amendment 19

On page 15, in line 10, after "providing" insert:

electric

Amendment 20

On page 15, in line 17, strike out "and moderate-income"

Amendment 21

On page 15, in line 19, strike out "(c)" and insert:

(f)

Amendment 22

On page 15, in line 21, strike out "month. The" and insert:

month for customers not enrolled in the CARE program and five dollars (\$5) per residential customer account per month for customers enrolled in the CARE program. Beginning January 1, 2015, the

Amendment 23

On page 15, in lines 22 and 23, strike out "change in authorized residential class revenue requirements. This" and insert:

increase in the Consumer Price Index or the prior calendar year. This subdivision does not apply to any default rate schedule, at least one optional tiered rate schedule, and at least one optional time variant rate schedule.

(g) This

Amendment 24

On page 15, between lines 25 and 26, insert:

(h) The commission may consider whether minimum bills are appropriate as a substitute for any fixed charges.

Amendment 25

On page 15, in line 26, strike out "SEC. 4." and insert:

SEC. 5.

Amendment 26

On page 17, in line 1, strike out "SEC. 5." and insert:

SEC. 6.

Amendment 27

On page 17, in line 14, strike out "2020" and insert:

2018

Amendment 28

On page 17, in line 15, strike out "mandatory or"

Amendment 29

On page 17, in line 21, strike out "and"

Amendment 30

On page 17, in line 26, after the comma insert:

and other customers designated by the commission in its discretion

Amendment 31

On page 17, in line 26, strike out "mandatory or"

Amendment 32

On page 17, in line 27, after "pricing" insert:

without their affirmative consent

Amendment 33

On page 17, in line 31, strike out "authorize" and insert:

strive for

Amendment 34

On page 17, in lines 34 and 35, strike out "mandatory or"

Amendment 35

On page 17, in line 37, after "education" insert:

and, following the passage of this period, is provided with no less than one year of bill protection during which the total amount paid by the residential customer for electric service shall not exceed the amount that would have been payable by the residential customer under that customer's previous rate schedule.

Amendment 36

On page 17, below line 37, insert:

(5) Each electrical corporation shall provide each residential customer, not less than once per year, using a reasonable delivery method of the customer's choosing, a summary of available tariff options with a calculation of expected annual bill impacts under each available tariff. The summary shall not be provided to customers who notify the utility that they choose not to receive the summary. The reasonable costs of providing this service shall be recovered in rates.

(6) Residential customers have the option to not receive service pursuant to a time-of-use rate schedule and incur no additional charges as a result of the exercise of that option. Prohibited charges include, but are not limited to, administrative fees for switching away from time-of-use pricing, hedging premiums that exceed any actual costs of hedging, and more than a proportional share of any discounts or other incentives paid to customers to increase participation in time-of-use pricing. This prohibition on additional charges is not intended to ensure that a customer will necessarily experience a lower total bill as a result of the exercise of the option to not receive service pursuant to a time-of-use rate schedule.