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S.5

Representative Harrison of Chittenden moves that the House propose to the Senate that the bill be amended in Sec. 3, 30 V.S.A. chapter 94, section 8124, in subsection (a), by striking subdivision (4) in its entirety and inserting in lieu thereof the following:

(4) The Commission shall temporarily, for a period not to exceed 36 months, adjust the annual requirements for good cause after notice and opportunity for public process. Good cause shall include a shortage of clean heat credits, market conditions as identified by the Department’s potential study conducted pursuant to section 8125 of this title, undue adverse financial impacts on particular customers or demographic segments, or if the average price of heating fuel in Vermont increases to more than 20 cents above the average fuel price in New England. The Commission shall ensure that any downward adjustment has the minimum impact possible on the State’s ability to comply with the thermal sector portion of the requirements of 10 V.S.A. § 578(a)(2) and (3). The Commission shall determine how the long the average Vermont fuel price needs to be increased before taking action required under this subdivision.