

EXHIBIT 22
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HB HB389

Amendments to House Bill No. 389
1st Reading Copy

Requested by Representative Mark Noennig

For the House Federal Relations, Energy, and Telecommunications
Committee

Prepared by Todd Everts
February 16, 2005 (2:42pm)

1. Page 10.

Following: line 25

Insert: "(8) (a) In adopting rules pursuant to 69-8-419, the commission shall ensure that the default supplier does not unfairly favor its own generation or lease proposals over alternative supply sources.

(b) The commission shall review default supply procurement bids in order to ensure that the default supplier does not unfairly favor its own generation or lease proposals. The commission may protect cost information that a bidder to supply electricity for the default supply considers confidential if the commission determines protection would be in the public interest.

(c) The commission may, as necessary, require the default supplier to demonstrate that the revenue requirement included in an application for advanced approval reflects a reasonable return on the estimated costs of an investment in or the lease of a plant or equipment used for the production of electricity.

(d) The commission may protect cost information in an application for advanced approval that the default supplier considers confidential if the commission determines protection would be in the public interest."

- END -