

2 **SHB 2901 - H AMD 1038 ADOPTED 02/15/94**
3 By Representative Chandler and others

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5 On page 2, line 28, after "district." insert "When a regulated
6 utility is supplied with electric energy from an electric generating
7 plant held, in part or in whole, by an unregulated private nonutility
8 developer, no city, public utility district, or joint operating agency
9 shall acquire ownership in the portion of the plant corresponding to
10 the portion of the plant output being supplied to the regulated utility
11 without the consent of the regulated utility."

12 On page 2, after line 28, insert the following:

13 A city, public utility district, or joint operating agency
14 participating in an undivided ownership with an unregulated private
15 nonutility developer of an electric generating plant may not sell or
16 otherwise transfer its portion of the electrical output of the
17 generation facility to any retail electricity customers being served by
18 a regulated utility unless both utilities agree to the transaction."

19 On page 2, after line 28, insert the following:

20 "NEW SECTION. Sec. 2. A new section is added to chapter 80.28 RCW
21 to read as follows:

22 An electrical company under the jurisdiction of the Washington
23 utilities and transportation commission may not sell or otherwise
24 transfer its portion of the output of an electric generating plant held
25 in common with an unregulated private nonutility developer to any
26 retail customers being served by a city or public utility district
27 engaged in the business of distributing electricity unless both
28 utilities agree to the transaction."

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