



Rep. Frank J. Mautino

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09600SB2485ham002

LRB096 14944 ASK 44279 a

1 AMENDMENT TO SENATE BILL 2485

2 AMENDMENT NO. _____. Amend Senate Bill 2485, AS AMENDED,
3 with reference to page and line numbers of House Amendment No.
4 1 as follows:

5 on page 5, line 19, by replacing "agreement" with "agreements";
6 and

7 on page 7, lines 21 through 23, by deleting "only as approved
8 by the Commission pursuant to Section 1-77 of this Act"; and

9 on page 20, lines 8 through 9, by replacing "each year" with
10 "at least every 5 years"; and

11 on page 21, line 16, by replacing "each year" with "at least
12 every 5 years"; and

13 on page 24, line 23, by replacing "3-year" with "5-year"; and

1 on page 24, line 26, by replacing "one-year" with "5-year"; and

2 on page 25, line 21, after "plans", by inserting "under
3 subsection (a)"; and

4 on page 31, line 6, after "plans", by inserting "under
5 subsection (a)"; and

6 on page 35, by replacing line 2 with "with the initial clean
7 coal facility ~~facilities~~ pursuant to"; and

8 on page 35, line 19, by replacing "Section" with "paragraph
9 (3)"; and

10 on page 35, line 25, by replacing "that meet" with "meets"; and

11 on page 35, by replacing line 26 with "requirements, each
12 proposed initial clean coal facility meeting each of the
13 requirements shall submit a proposed sourcing agreement to";
14 and

15 on page 48, line 24, after "facility.", by inserting "The
16 mediator shall have knowledge of the energy industry."; and

17 on page 50, by replacing line 14 with "and submitted, whether

1 prepared and submitted before or after the effective date of
2 this amendatory Act of the 96th General Assembly and
3 authorizations and approvals obtained:"; and

4 on page 58, line 11, after "in", by inserting "this"; and

5 on page 59, line 1, after "days", by inserting "after the"; and

6 on page 59, line 3, by replacing "approve" with "calculate";
7 and

8 on page 59, line 4, by replacing "based upon such projections
9 and" with "using the inputs to the formula rate under"; and

10 on page 59, line 5, by replacing "approve" with "calculate";
11 and

12 on page 59, line 16, by replacing "approved" with "calculated";
13 and

14 on page 59, line 23, by deleting "incurred by the initial clean
15 coal facility"; and

16 on page 59, line 24, after "incorporated", by inserting "as a
17 deduction"; and

1 on page 60, line 15, after "any", by inserting "cost
2 information and"; and

3 on page 60, by replacing lines 23 and 24 with "(d) of Section
4 1-75 of this Act;"; and

5 on page 63, by replacing line 21 with "contractors with respect
6 to the contractor bearing risk for"; and

7 on page 66, line 25, by deleting "for producing SNG"; and

8 on page 67, line 1, after "million", by inserting "btu
9 content"; and

10 on page 67, line 23, after "means costs", by inserting "per ton
11 of sequestered carbon dioxide"; and

12 on page 68, line 8, after "Accounts", by inserting "for the
13 initial clean coal facility"; and

14 on page 68, line 11, after "System of Accounts", by inserting
15 "for the initial clean coal facility"; and

16 on page 68, by replacing line 24 with "determining
17 sequestration capital costs and sequestration operations and
18 maintenance costs, the Capital Development"; and

1 on page 69, line 1, after "any", by inserting "cost information
2 and"; and

3 on page 69, line 2, after "not", by inserting "employ"; and

4 on page 69, lines 7 through 9 by deleting "and any update on
5 costs that may be provided by the initial clean coal facility";
6 and

7 on page 70, line 8, by replacing "(e)" with "(f)"; and

8 on page 72, line 16, by replacing "repeal and amendment" with
9 "repeal, or amendment"; and

10 on page 73, line 3, immediately after "United States", by
11 inserting "."; and

12 on page 73, immediately below line 22, by inserting the
13 following:

14 "The Agency shall recommend a rate of return to the
15 Commission utilizing the criteria in this subsection (f). The
16 Commission shall further take into account the recommendation
17 of the Agency, but shall not be bound by it."; and

18 on page 73, line 25, after "utilities", by inserting "in

1 accordance with original cost rate base"; and

2 on page 74, line 11, by replacing "take account of" with
3 "adjust for"; and

4 on page 74, by replacing lines 16 through 19 with "The
5 Commission's"; and

6 on page 76, by replacing lines 9 and 10 with "assist with
7 calculating the capital costs or sequestration costs shall be
8 retained no later"; and

9 on page 79, line 20, by deleting "SNG"; and

10 on page 81, lines 8 through 9, by deleting "to ensure the
11 safety and feasibility of those sequestration sites"; and

12 on page 82, by replacing lines 14 through 21 with the
13 following:

14 "Environmental Protection Agency of such conditions. In
15 circumstances in which the carbon dioxide pipeline creates a
16 substantial danger to the environment or public health or to
17 the welfare of persons when the danger is to the livelihood of
18 those persons, the State's Attorney or Attorney General may,
19 upon the request of the Commission or on his or her own motion,
20 institute a civil action for an immediate injunction to halt

1 any discharge or other activity causing or contributing to the
2 danger or require any other action as may be necessary. The
3 Court may issue an ex parte order and shall schedule a hearing
4 on the matter no later than 3 business days after the date of
5 the injunction. The Commission shall provide notice of any such
6 actions as soon as possible on its website."; and

7 on page 82, line 25, after "years", by inserting "beginning in
8 2012"; and

9 on page 84, by replacing line 1 with "feedstock over the term
10 of the sourcing agreement;"; and

11 on page 87, line 21, by replacing ", as necessary," with "at
12 least every 5 years"; and

13 on page 96, line 11, by replacing "utilizes" with "utilities";
14 and

15 on page 96, line 12, by replacing "(1)" with "(3)"; and

16 on page 100, lines 16 through 17, by deleting ", the range of
17 operating and maintenance costs,"; and

18 on page 114, by replacing lines 15 and 16 with "that in lieu of
19 the requirements in subparagraphs (B) (iii), (B) (iv), (C) (i),

1 (D) (ii), (D) (vi), and (D) (vii) ~~(A) (v), (B) (i), (C) (v), and~~
2 ~~(C) (vi)~~ of"; and

3 on page 115, line 21, by replacing "or" with "and ~~or~~"; and

4 on page 115, line 22, by replacing "provisions" with "contract
5 for differences provisions"; and

6 on page 116, lines 14 and 20, by replacing "such prior" each
7 time it appears with "the third month preceding the current
8 ~~such prior~~"; and

9 on page 116, line 19, after "utilities", by inserting "in the
10 State"; and

11 on page 116, by replacing lines 22 and 23 with the following:

12 "(v) (blank)"; and

13 on page 128, line 9, after "Agency.", by inserting "Costs for
14 which a person is liable under this subsection (d) are in
15 addition to any other fees, penalties, or other relief provided
16 under this Act or any other law."; and

17 on page 129, by deleting all of Section 99.