

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 30-205 of the Code of Virginia, relating to the Commission on Electric*  
3 *Utility Restructuring.*

4  
5 Approved

[S 711]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 30-205 of the Code of Virginia is amended and reenacted as follows:**

8 § 30-205. (Expires July 1, 2008) Powers and duties of the Commission.

9 The Commission shall have the following powers and duties:

10 1. Monitor the work of the State Corporation Commission in implementing Chapter 23 (§ 56-576 et  
11 seq.) of Title 56, receiving such reports as the Commission may be required to make pursuant thereto,  
12 including reviews, analyses, and impact on consumers of electric utility restructuring programs in other  
13 states;

14 2. Determine whether, and on what basis, incumbent electric utilities should be permitted to discount  
15 capped generation rates established pursuant to § 56-582;

16 3. Monitor, after the commencement of customer choice and with the assistance of the State  
17 Corporation Commission and the Office of Attorney General, the incumbent electric utilities, suppliers,  
18 and retail customers, whether the recovery of stranded costs, as provided in § 56-584, has resulted or is  
19 likely to result in the overrecovery or underrecovery of just and reasonable net stranded costs;

20 4. Examine (i) utility worker protection during the transition to retail competition, (ii) generation,  
21 transmission and distribution systems reliability concerns, and (iii) energy assistance programs for  
22 low-income households;

23 5. *Evaluate and assess the implications of the scheduled expiration of the capped rates established*  
24 *pursuant to § 56-582;*

25 6. Establish one or more subcommittees, *composed of its membership, persons with expertise in the*  
26 *matters under consideration by the Commission, or both,* to meet at the direction of the chairman of the  
27 Commission, for any purpose within the scope of the duties prescribed to the Commission by this  
28 section, *provided that such persons who are not members of the Commission shall serve without*  
29 *compensation but shall be entitled to be reimbursed from funds appropriated or otherwise available to*  
30 *the Commission for reasonable and necessary expenses incurred in the performance of their duties;* and

31 6 7. Report annually to the General Assembly and the Governor on the progress of each stage of the  
32 phase-in of retail competition and offer such recommendations as may be appropriate for legislative and  
33 administrative consideration in order to maintain the Commonwealth's position as a low-cost electricity  
34 market and ensure that residential customers and small business customers benefit from competition.

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