

# House Amendment 3700

## Amendment Text

PAG LIN

1 1 Amend [House File 370](#) as follows:  
1 2 #1. By striking everything after the enacting  
1 3 clause and inserting the following:  
1 4 "Sec. \_\_\_\_ Section 476.44, subsection 2, Code  
1 5 1995, is amended to read as follows:  
1 6 2. An electric utility subject to this division,  
1 7 except a utility which elects rate regulation pursuant  
1 8 to section 476.1A, shall not be required to purchase,  
1 9 at any one time, more than its share of one hundred  
1 10 five megawatts of power from alternative energy  
1 11 production facilities or small hydro facilities at the  
1 12 rates established pursuant to section 476.43. An  
1 13 alternate energy production facility or a small hydro  
1 14 facility is limited to providing not more than thirty-  
1 15 three percent of the total alternate energy required  
1 16 to be purchased under this section. The board shall  
1 17 allocate the one hundred five megawatts based upon  
1 18 each utility's percentage of the total Iowa retail  
1 19 peak demand, for the year beginning January 1, 1990,  
1 20 of all utilities subject to this section. If a  
1 21 utility undergoes reorganization as defined in section  
1 22 476.76, the board shall combine the allocated  
1 23 purchases of power for each utility involved in the  
1 24 reorganization.  
1 25 Notwithstanding the one hundred five megawatt  
1 26 maximum, the board may increase the amount of power  
1 27 that a utility is required to purchase at the rates  
1 28 established pursuant to section 476.43 if the board  
1 29 finds that a utility, including a reorganized utility,  
1 30 exceeds its 1990 Iowa retail peak demand by twenty  
1 31 percent and the additional power the utility is  
1 32 required to purchase will encourage the development of  
1 33 alternate energy production facilities and small hydro  
1 34 facilities. The increase shall not exceed the  
1 35 utility's increase in peak demand multiplied by the  
1 36 ratio of the utility's share of the one hundred five  
1 37 megawatt maximum to its 1990 Iowa retail peak demand."  
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1 41 [WEIGEL](#) of Chickasaw  
1 42 [HF 370](#).208 76  
1 43 js/jj