

State of New Mexico
House of Representatives

FIFTY-THIRD LEGISLATURE
FIRST SESSION

March 14, 2017

HOUSE FLOOR AMENDMENT number _____ to HOUSE BILL 338, as amended

Amendment sponsored by Representative Patricia Roybal Caballero

1. Strike House Judiciary Committee Amendment 9.
2. On page 1, line 18, strike "8" and insert in lieu thereof "7".
3. On pages 1 and 2, strike Section 2 in its entirety.
4. Renumber the succeeding sections accordingly.
5. On page 10, between lines 23 and 24, insert the following:

"(6) develop a rule requiring each public utility to publish the current remaining amount of its annual cap, as described in Subsection B of Section 5 of the Community Solar Gardens Act.

E. The commission shall have jurisdiction to enforce the Community Solar Gardens Act and the commission's rules issued pursuant to that act with respect to the conduct of a public utility, as that conduct concerns the public utility's obligation to interconnect with a community solar garden, purchase electricity from a community solar garden or to resell electricity to a subscriber. The commission shall not have jurisdiction to enforce the Community Solar Gardens Act or the commission's rules issued pursuant to that act with respect to the conduct of community solar gardens, including claims between subscribers and community solar gardens.

F. As to claims against each other, subscribers and community solar gardens shall have the remedies otherwise available

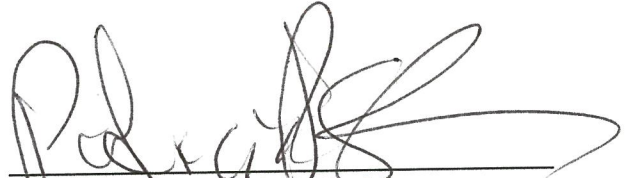
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by law to persons claiming a breach of contract. All contracts for subscriptions to a community solar garden shall be deemed to incorporate applicable commission rules."



Patricia Roybal Caballero

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____