



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 1004\*

AMENDMENT NO. 1  
(to be filled in by  
Principal Clerk)

S1004-ASB-23 [v.4]

Page 1 of 1

Comm. Sub. [YES]  
Amends Title [NO]  
Fourth Edition

JUL 22 2009

Date \_\_\_\_\_, 2009

Representative Harrison

ADOPTED

1 moves to amend the bill on page 2, lines 4 through 38,  
2 by rewriting those lines to read:  
3

4 "SECTION 1.(b) G.S. 62-110.1 is amended by adding a new subsection to read:  
5 "(h) Notwithstanding any other subsections of this section to the contrary, the  
6 Commission shall render its decision on an application for a certificate within 45 days of the  
7 date the application is filed if (i) the public utility that has applied for the certificate is subject  
8 to the provisions of subsection (e) of G.S. 143-215.107D; (ii) the application involves a request  
9 by the public utility to construct a generating unit that uses natural gas as the primary fuel at a  
10 specific coal-fired generating site that the public utility owns or operates on July 1, 2009; (iii)  
11 the coal-fired generating units at the site are not operated with flue gas desulfurization devices;  
12 (iv) the public utility will permanently cease operations of all of the coal-fired generating units  
13 at the site on or before the completion of the generating unit that is the subject of the certificate  
14 application; and (v) the installation of the generating unit that uses natural gas as the primary  
15 fuel allows the public utility to meet the requirements of subsection (e) of G.S. 143-215.107D.  
16 When the public utility applies for a certificate as provided in this subsection, it shall submit to  
17 the Commission and the Department of Environment and Natural Resources a revised verified  
18 statement required pursuant to subsection (i) of G.S. 62-133.6 and to the Commission an  
19 estimate of the costs of construction of the generating unit that uses natural gas as the primary  
20 fuel in such detail as the Commission may require. The provisions of G.S. 62-82 and  
21 subsection (e) of this section shall not apply to a certificate applied for pursuant to this  
22 subsection. The authority granted pursuant to this subsection expires January 1, 2011."  
23

SIGNED [Signature]  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED 117-0 EV FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

JUL 22 2009  
Denise Wash  
004-ASB-23-V-4\*

