

111TH CONGRESS  
1ST SESSION

# H. R. 2353

To require electric utilities to notify electric consumers of the cost of emission allowances associated with the electricity delivered to such consumers, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 12, 2009

Mr. CHAFFETZ (for himself, Mr. SENSENBRENNER, Mr. BURTON of Indiana, Mr. GALLEGLY, Mr. FLEMING, Mr. SCHOCK, Mr. BISHOP of Utah, and Mr. BOOZMAN) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To require electric utilities to notify electric consumers of the cost of emission allowances associated with the electricity delivered to such consumers, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. EPA PUBLICATION OF INFORMATION.**

4       In carrying out any Federal greenhouse gas regu-  
5       latory program that provides for the sale of emission al-  
6       lowances in connection with an absolute limit on green-  
7       house gas emissions, the Administrator of the Environ-

1 mental Protection Agency shall publish, on a monthly  
2 basis, the average cost per kilowatt hour of the emission  
3 allowances purchased by each person generating electricity  
4 for sale. In such publication, the Administrator shall pro-  
5 vide an allocation of such costs, based on the generation  
6 sources, among the regions identified by the Administrator  
7 in which electric power is purchased and sold at wholesale.  
8 The Administrator shall consult with the Federal Energy  
9 Regulatory Commission and the Secretary of Energy in  
10 carrying out this section.

11 **SEC. 2. INFORMATION TO CONSUMERS.**

12 Section 115(f) of the Public Utility Regulatory Poli-  
13 cies Act of 1978 (16 U.S.C. 2625(f)) is amended by add-  
14 ing at the end the following new paragraph:

15 “(4) For purposes of the standard for informa-  
16 tion to consumers established by section 113(b)(3),  
17 each electric utility shall include in each billing  
18 statement transmitted to each electric consumer a  
19 statement of the portion of the rate charged to that  
20 consumer that represents the cost of emission allow-  
21 ances purchased by the utility for the period covered  
22 by such billing statement. In the case of a utility  
23 purchasing electric energy in a region for which the  
24 Administrator of the Environmental Protection  
25 Agency has published the average cost per kilowatt

1 hour of emission allowances associated with electric  
2 power sold in that region, the utility shall include  
3 the appropriate portion of such costs in each such  
4 billing statement. For purposes of adopting the  
5 standard under section 113(b)(3) as modified by this  
6 paragraph, the date 2 years after the date of the en-  
7 actment of this paragraph shall be substituted for  
8 the 2-year period specified in section 113(a).”.

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