

C. BY REGULATION OR ORDER, AS A PART OF THE COMPETITIVE PROCESS, THE COMMISSION SHALL REQUIRE OR ALLOW THE PROCUREMENT OF COST-EFFECTIVE ENERGY EFFICIENCY AND CONSERVATION MEASURES AND SERVICES WITH PROJECTED AND VERIFIABLE ENERGY SAVINGS TO OFFSET ANTICIPATED DEMAND TO BE SERVED BY STANDARD OFFER SERVICE, AND THE IMPOSITION OF OTHER COST-EFFECTIVE DEMAND-SIDE MANAGEMENT PROGRAMS.

3. A. IN ORDER TO PREVENT AN EXCESSIVE AMOUNT OF LOAD BEING EXPOSED TO UPWARD PRICE RISKS AND VOLATILITY, THE COMMISSION MAY STAGGER THE DATES FOR THE COMPETITIVE WHOLESALE AUCTIONS.

B. BY REGULATION OR ORDER, THE COMMISSION MAY ALLOW A DATE ON WHICH A COMPETITIVE WHOLESALE AUCTION TAKES PLACE TO BE ALTERED BASED ON CURRENT MARKET CONDITIONS.

4. BY REGULATION OR ORDER, THE COMMISSION MAY ALLOW AN INVESTOR-OWNED ELECTRIC COMPANY TO REFUSE TO ACCEPT SOME OR ALL OF THE BIDS MADE IN A COMPETITIVE WHOLESALE AUCTION IN ACCORDANCE WITH STANDARDS ADOPTED BY THE COMMISSION.

5. THE INVESTOR-OWNED ELECTRIC COMPANY SHALL PUBLICLY DISCLOSE THE NAMES OF ALL BIDDERS AND THE NAMES AND LOAD ALLOCATION OF ALL SUCCESSFUL BIDDERS 90 DAYS AFTER ALL CONTRACTS FOR SUPPLY ARE EXECUTED.

(5) An electric company may procure the electricity needed to meet its standard offer service electricity supply obligation from any electricity supplier, including an affiliate of the electric company.

(6) IN ORDER TO MEET LONG-TERM, ANTICIPATED DEMAND IN THE STATE FOR STANDARD OFFER SERVICE AND OTHER ELECTRICITY SUPPLY, THE COMMISSION MAY REQUIRE OR ALLOW AN INVESTOR-OWNED ELECTRIC COMPANY TO CONSTRUCT OR, ACQUIRE, OR LEASE, AND OPERATE, ITS OWN GENERATING FACILITIES, AND TRANSMISSION FACILITIES NECESSARY TO INTERCONNECT THE GENERATING FACILITIES WITH THE ELECTRIC GRID, SUBJECT TO APPROPRIATE COST RECOVERY.

(7) (I) TO DETERMINE WHETHER AN APPROPRIATE PHASED IMPLEMENTATION OF ELECTRICITY RATES THAT IS NECESSARY TO PROTECT RESIDENTIAL CUSTOMERS FROM THE IMPACT OF SUDDEN AND SIGNIFICANT INCREASES IN ELECTRICITY RATES, THE COMMISSION IN THE CASE OF AN INCREASE OF 20% OR MORE OVER THE PREVIOUS YEAR'S TOTAL ELECTRICITY RATES, SHALL CONDUCT EVIDENTIARY PROCEEDINGS, INCLUDING PUBLIC HEARINGS.

(II) 1. A DEFERRAL OF COSTS AS PART OF A PHASED IMPLEMENTATION OF ELECTRICITY RATES BY AN INVESTOR-OWNED ELECTRIC COMPANY SHALL BE TREATED AS A REGULATORY ASSET TO BE RECOVERED IN ACCORDANCE WITH A RATE STABILIZATION PLAN UNDER PART III OF THIS SUBTITLE OR ANY OTHER PLAN FOR PHASED IMPLEMENTATION APPROVED BY THE COMMISSION.