

(5) THE IMPACT ON CUSTOMERS' RATES, INCLUDING THE ALLOCATION AMONG CUSTOMER CLASSES, FROM COLLECTING THE TOTAL AMOUNT RECOMMENDED BY THE COMMISSION UNDER ITEM (1) OF THIS SUBSECTION; AND

(6) THE IMPACT OF USING OTHER FEDERAL POVERTY LEVEL BENCHMARKS ON COSTS AND THE EFFECTIVENESS OF THE UNIVERSAL SERVICE PROGRAM.

(D) THE TOTAL AMOUNT OF FUNDS TO BE COLLECTED FOR THE UNIVERSAL SERVICE PROGRAM IN EACH OF THE 3 YEARS FOLLOWING THE INITIAL IMPLEMENTATION DATE SHALL BE \$34,000,000, ALLOCATED IN THE FOLLOWING MANNER:

(1) \$24.4 MILLION SHALL BE COLLECTED FROM THE INDUSTRIAL AND COMMERCIAL CLASSES; AND

(2) \$9.6 MILLION SHALL BE COLLECTED FROM THE RESIDENTIAL CLASS.

(E) (1) THE COMMISSION SHALL RECOMMEND A TOTAL AMOUNT OF FUNDS TO BE USED FOR THE UNIVERSAL SERVICE PROGRAM FOR THE FOURTH YEAR, AND EACH YEAR THEREAFTER.

(2) THE RECOMMENDATION OF THE COMMISSION MAY ONLY BE MADE AFTER CONSIDERATION OF:

(I) INFORMATION RELATED TO THE FUNDING FOR THE FIRST 3 YEARS;

(II) THE RETIREMENT, DURING THE FIRST 3 YEARS, OF ARREARAGES INCURRED PRIOR TO THE INITIAL IMPLEMENTATION DATE; AND

(III) THE AMOUNT OF LOW-INCOME ASSISTANCE INCLUDED IN RATES PRIOR TO THE INITIAL IMPLEMENTATION DATE.

(F) FOR THE FOURTH YEAR AFTER THE INITIAL IMPLEMENTATION DATE, AND FOR EACH YEAR THEREAFTER, THE AMOUNT TO BE USED FOR THE UNIVERSAL SERVICE PROGRAM, DETERMINED AFTER CONSIDERATION OF THE RECOMMENDATION OF THE COMMISSION REQUIRED UNDER THIS SECTION, IS SUBJECT TO THE APPROVAL OF THE GENERAL ASSEMBLY THROUGH THE ENACTMENT OF LEGISLATION.

(G) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, FOR THE 3 YEARS IMMEDIATELY FOLLOWING THE INITIAL IMPLEMENTATION DATE, ELECTRICITY SUPPLIERS AND ELECTRIC COMPANIES MAY NOT TERMINATE, FOR AN ARREARAGE BALANCE DUE ON THE INITIAL IMPLEMENTATION DATE, THE SUPPLY OF ELECTRICITY TO A CUSTOMER WHO RECEIVES ASSISTANCE UNDER THE UNIVERSAL SERVICE PROGRAM UNDER THIS SECTION.

(H) (1) IN THIS SUBSECTION, "FUND" MEANS THE UNIVERSAL SERVICE PROGRAM FUND.

(2) THERE IS A UNIVERSAL SERVICE PROGRAM FUND.