

~~(3) AS PART OF A SETTLEMENT, THE COMMISSION MAY APPROVE A FREEZE OR CAP FOR A LONGER DIFFERENT TIME PERIOD OR AN ALTERNATIVE PRICE PROTECTION PLAN THAT THE COMMISSION DETERMINES IS EQUALLY PROTECTIVE OF RATEPAYERS.~~

~~(4) (i) 1. SUBJECT TO THE PROVISIONS OF PARAGRAPH (5) OF THIS SUBSECTION, THE COMMISSION SHALL REDUCE RESIDENTIAL RATES FOR EACH INVESTOR-OWNED ELECTRIC COMPANY BY A MINIMUM OF 3% OF THE GENERATION PORTION OF BASE RATES, AS MEASURED ON JUNE 30, 1999.~~

~~2. THE REDUCTION REQUIRED UNDER SUB-SUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL BEGIN ON THE INITIAL IMPLEMENTATION DATE AND REMAIN IN EFFECT FOR 4 YEARS.~~

~~3. THE COMMISSION SHALL DETERMINE THE ALLOCATION OF THE RATE REDUCTION AMONG THE GENERATION, TRANSMISSION, AND DISTRIBUTION RESIDENTIAL RATE COMPONENTS.~~

~~(H) IN ACHIEVING THE RATE REDUCTION REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMMISSION SHALL CONSIDER:~~

- ~~1. THE EXPIRATION OF ANY SURCHARGE;~~
- ~~2. CHANGES IN THE ELECTRIC COMPANY'S TAX LIABILITY;~~
- ~~3. COST OF SERVICE DETERMINATIONS ORDERED BY THE COMMISSION;~~
- ~~4. NET TRANSITION COSTS OR BENEFITS; AND~~
- ~~5. THE EFFECT ON THE COMPETITIVE ELECTRICITY SUPPLY MARKET.~~

~~(HH) THE COMMISSION MAY INCREASE OR DECREASE THE ACTUAL RATE REDUCTION REQUIRED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH OR ALLOW THE RECOVERY OF ANY EXTRAORDINARY COSTS BASED ON THE CIRCUMSTANCES OF AN INDIVIDUAL ELECTRIC COMPANY IF THE COMMISSION DETERMINES THAT THE ACTION IS NECESSARY AND IN THE PUBLIC INTEREST.~~

~~(IV) IN DETERMINING THE RATE REDUCTION REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE COMMISSION MAY NOT INCREASE RATES FOR NONRESIDENTIAL CUSTOMERS.~~

~~(5) THE REQUIREMENTS OF PARAGRAPH (4) OF THIS SUBSECTION DO NOT APPLY TO AN ELECTRIC COMPANY IF THE COMMISSION APPROVES OR HAS IN EFFECT A SETTLEMENT THAT THE COMMISSION DETERMINES IS EQUALLY PROTECTIVE OF RATEPAYERS.~~

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~~(A) THE ELECTRIC COMPANY IN A DISTRIBUTION TERRITORY SHALL PROVIDE AND BE RESPONSIBLE FOR DISTRIBUTION SERVICES IN THE TERRITORY.~~