

SECTION 3. AND BE IT FURTHER ENACTED, That notwithstanding § 2-110(c)(10) of the Public Utility Companies Article, any unexpended funds at the end of fiscal 2007 that were appropriated under Section 18(a)(2) and (3) of Chapter 5 of the Acts of the General Assembly of the First Special Session of 2006:

(1) shall be considered encumbered by the Public Service Commission and the Office of People's Counsel, respectively, by June 30, 2007; and

(2) may not be deducted from the appropriation for fiscal 2008.

SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) Notwithstanding any other provision of law, for fiscal 2008 only, in addition to the amounts appropriated in the budget bill for fiscal 2008, the Public Service Commission may impose up to ~~\$4,000,000~~ \$3,000,000 as a special assessment using the assessment process authorized under § 2-110 of the Public Utility Companies Article, provided that:

(1) except as provided in subsection (d) of this section, the assessment shall be imposed only on those electric companies and electricity suppliers otherwise subject to the assessment under § 2-110 of the Public Utility Companies Article; and

(2) the limit under § 2-110(c)(12) of the Public Utility Companies Article does not apply to any assessment made under this section.

(b) (1) The amounts collected under subsection (a) of this section may be expended for fiscal 2008 for the support of the Commission in accordance with an approved budget amendment.

(2) Notwithstanding § 2-110(c)(10) of the Public Utility Companies Article, any unexpended funds at the end of fiscal 2008 that were collected under this section:

(i) shall be considered encumbered by the Public Service Commission by June 30, 2008; and

(ii) may not be deducted from the appropriation for fiscal 2009.

(c) ~~The~~ For that portion of the assessment to be paid by both electricity suppliers and electric companies under subsection (d) of this section, the bill sent to each electric company and electricity supplier subject to the assessment under subsection (a) of this section shall equal the product of multiplying: