

Administration, shall report, ~~subject to~~ IN ACCORDANCE WITH § 2-1246 of the State Government Article, to the General Assembly on:

(i) the status of programs and services to encourage and promote the efficient use and conservation of energy; and

(ii) a recommendation for the appropriate funding level to adequately fund these programs and services.

(2) In determining whether a program or service encourages and promotes the efficient use and conservation of energy, the Commission shall consider, among other factors:

(i) the impact on jobs;

(ii) the impact on the environment;

(iii) the impact on rates; and

(iv) the cost-effectiveness.

~~SECTION 2. AND BE IT FURTHER ENACTED, That, if on or after September 1, 2007, a gas company or an electric company has collected any surcharge for a product or a service for the use and conservation of energy without the prior written consent of the customer surcharged, the gas company or the electric company shall refund the amount of the surcharge to the customer or credit the amount of the surcharge to the customer's account.~~

SECTION ~~2~~ 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

Approved by the Governor, April 24, 2008.

CHAPTER 130

(House Bill 608)

AN ACT concerning