

AMENDMENT

OFFERED BY Mr. Upton

Title III

In ~~section 1~~, add the following new subsection at the end:

1 (c) SUNSET.—The provisions of this Act and of any
2 amendment made by this Act shall cease to apply after
3 December 31 of any year if, during that year, using na-
4 tional aggregate residential billing and arrearage data
5 gathered by the National Association of Regulatory Utility
6 Commissioners (“NARUC”), the Secretary of Energy de-
7 termines that the customer national termination rate for
8 consumers in either the electric or natural gas industry
9 is ~~2 million~~ 8 million households or more. The national termination rate shall
10 be calculated by dividing the number of terminations by
11 the number of customers. The data used for purpose of
12 this section shall be the data gathered and made public
13 by the National Association of Regulatory Utility Commis-
14 sioners (NARUC) and such data shall be comparable to
15 the data set forth in the 2008 Individual State Report by
16 the NARUC Consumer Affairs Subcommittee On Collec-
17 tions Data Gathering.

