

14.5 Appendix B: U.S. DEREGULATION/UNBUNDLING STATUS

STATE	DEREG.	STATUS	UNBUNDLED	COMPONENTS	WEBSITE ADDRESS	CONTACT
Alabama	No	After hearings in 2000, concluded that it would not implement retail electric restructuring, believing that legislature would be necessary for it to take action. Presently, no action.	No		www.psc.state.al.us	Advisory Division (334) 242-5025
Alaska	No	Passed legislation reorganizing its Commission in 1999 but did not pass legislation on retail restructuring. The Commission has not yet taken any action.	No		www.state.ak.us/apuc	Agnes Pitts (907) 276-6222
Arizona	Yes	Legislation was passed in 1998. Customers were phased in since 1999 and, as of January 1, 2001, all Arizona electric customers (but not all municipal customers) are eligible for the state's choice program. Switching has been minimal.	Yes	Generation Transmission Distribution	www.cc.state.az.us www.util.cc.state.az.us	Connie Walczak (602) 542-4251
Arkansas	Yes	Legislation passed in 1999. Choice plan begins January 1, 2002. However, everything is on hold pending legislative consideration of requests to delay opening up the market between October 2003-2005. While we characterized several attributes last year, since we are making a distinction between approving a plan and implementing a program, we have corrected the characterizations to coincide with a future program implementation. Arkansas' PSC has established some business practices and made further organizational changes in anticipation of their 2002 start date.	Yes	Generation Transmission Distribution Customer Service	www.state.ar.us/psc	Diane Brenske (501) 682-1718

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STATE	DEREG.	STATUS	UNBUNDLED	COMPONENTS	WEBSITE ADDRESS	CONTACT
California	Yes	Legislation passed in 1996. All customers have been able to choose a competitive supplier since March 1998.	(1) Yes - IOU (2) No - Public Power Utilities	Transmission Distribution Nuclear Decommissioning Public Purpose Fixed Transition Amount (applies to residential and small commercial)	www.cpuc.ca.gov www.smud.org/etc/staff..html	Don LaFrenz (415) 703-1063 Alan Wilcox (916) 732-5633
Colorado	No	In 1998, the legislature established a 30-person Electricity Advisory Panel to make recommendations concerning this issue. In November 1999, the Panel concluded that restructuring was not in the best interests of the state.	No		www.dora.state.co.us/puc	Gary Schmitz (303) 894-2902
Connecticut	Yes	Legislation was passed in 1998, requiring eventual divestiture of both fossil and nuclear electric plants and a mandated 10% rate reduction. Phase-in of customer eligibility began in 2000 and currently all customers are eligible. Switching has been minimal.	Yes	Generation Distribution Systems Benefits - conservation - reserve on renewables Comp. Transmission Charge	www.state.ct.us/dpuc	Steve Cadwallader (860) 827-2629
District of Columbia	Yes	Legislation passed in 2000. On January 1, 2001, electric market opened to retail choice and all customers are currently eligible.	Yes	Generation Transmission Distribution	dcpsc.org	Phylcia Fauntleroy-Bowman (201) 626-9176

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STATE	DEREG.	STATUS	UNBUNDLED	COMPONENTS	WEBSITE ADDRESS	CONTACT
Delaware	Yes	Legislation enacted in 1999, mandating a rate cut for most electric customers. Larger customers were eligible for choice in 1999. On October 1, 2000, the choice plan opened to all residential and commercial customers for its electric utility only. On April 1, 2001, the co-op's customers became eligible.	Yes	Delivery Service Charge - customer chrg. - distribution - environment fund rate - low income fund rate Transmission - transmission - ancillary Electric Supply Charge - capacity energy fuel	www.state.de.us/delpsc	Janis Dillard (302) 739-4247
Florida	No	Legislation passed in 2000 to establish a Commission to study the issue. Presently, no action.	No		www2.scri.net/psc	Dick Durbin (850) 413-6100
Georgia	No	A 1998 study recommended a slow approach to electric restructuring.	No		www.psc.state.ga.us	Sheree Kernizan (800) 282-5813
Hawaii	No	In 1996, the Commission instituted a proceeding to examine the issues related to the introduction of competition in the electric power industry in Hawaii. Collaborative meetings were held by interested parties, which includes federal, state, city, regulated industry and authorized non-utility power producers. The parties filed position statements, which are currently under review by the Commission. There is no specific date as to when a decision will be issued.	No		www.state.hi.us/budget/puc	Paul Shigenaga (808) 586-2020
Idaho	No	In 1998, a committee established by the legislature rejected restructuring but continues to study the issue.	No		www.puc.state.id.us	Paul Shoelander (208) 334-0300

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Illinois	Yes	Legislation passed in 1997, mandating rate cuts. As of January 1, 2001, all non-residential customers in Illinois may choose alternative suppliers. All residential customers become eligible May 1, 2002. A rule is pending to establish standards of conduct. State issued a study in December 2000 lamenting lack of suppliers entering the Illinois market.	No, and not in the works.		<u>www.icc.state.il.us</u>	Eric Schlas (217) 782-2743
Indiana	No	In July 2000, a Study Group issued forecast of impact of restructuring on electric prices. No action.	No		<u>www.ai.org/iurc</u> <u>www.state.in.us/iurc</u>	Paula Barnett (317) 233-8720
Iowa	No	Commission adopted principles in 1996, but several legislative attempts to pass legislation have failed. While a plan for customer choice has not been approved, it has put in place some elements of pricing reform as conditions of the merger of its two utilities.	No		<u>www.psc.state.ia.us</u>	Lisa Stump (515) 281-3839
Kansas	No	Task Force issued a report in 1998 recommending choice. No legislation has been passed.	No		<u>www.kcc.state.ks.us</u>	Legislative Hotline (785) 296-2149
Kentucky	No	The legislature ordered a study by the end of 2001.	No		<u>www.psc.state.ky.us</u>	Talina Matthews (502) 564-3940
Louisiana	No	PSC concluded there would be no gain from retail competition for the general public at this time, but they would support allowing large industrial customers to shop for electric service.	No		<u>www.lpsc.org</u>	Brian McManus (225) 342-2727

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Maine	Yes	Legislation passed in 1997, requiring divestiture. The Commission rejected bids to serve default customers in 1999, but has reissued request in 2000 under rules that are geared to attract more bidders. As of March 1, 2001, in retail access mode.	Yes	Supply Delivery Transmission	janus.state.me.us/mpuc	Joe Cukaskas (207) 287-3831
Maryland	Yes	Legislation passed in 1999, mandating rate reduction. All customers of electric utilities became eligible to choose in 2000. At the end of 2001, customer choice goes into effect for cooperatives.	Yes	Generation Transmission Distribution	www.psc.state.md.us/psc	Bob Harris (800) 492-0474
Massachusetts	Yes	Legislation passed in 1997, mandating rate cuts. All customers have been eligible to choose since March 1, 1998.	Yes	Customer Chrg. Generation Transition Distribution Chrg. Transmission Energy Conservation Renewable Energy	www.magnet.state.ma.us/dpu	Robert Harrold (617) 305-3655
Michigan	Yes	Legislation enacted in 2000, with mandated rate cuts for some consumers. Full access for all customers beginning January 1, 2002.	Filed for it, will know more by 6/5/01.		cis.state.mi.us/mpsc	Tom Stanton (517) 241-6086
Minnesota	No	A 2000 study by the Minnesota Department of Commerce rejects retail restructuring because the upper Midwest is in short supply.	No		www.state.mn.us/ebranch/puc	Janet Gonzalez (651) 296-1336
Mississippi	No	Commission concluded in 2000 not to implement retail restructuring.	No		www.nslawyer.com/mpsc	Shirley Bounds (601) 961-5450
Missouri	No	Final report issued in 1998. No further action taken.	No		http://168.166.4.147	Bill Washburn (573) 751-3234

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Montana	Yes	Legislation enacted in 1997. Larger consumers have been able to choose since 1998 but Commission decided in 2000 to delay full customer choice until 2004. Switching to competitive suppliers has been minimal.	Yes	Transmission Distribution Supply Universal Systems Benefit	www.psc.state.mt.us	Will Rosquist (406) 444-6359
Nebraska	No	Legislation enacted a "condition certain" position. Conditions are currently under study.	No		www.nprb.state.ne.us	Tim Texel (402)471-2301
Nevada	No	Legislation enacted in 1997. The state had been set to open its market to retail competition in March 2001, but will not proceed until the market stabilizes, adequate consumer protections are in place and supply is at an acceptable level. Session 661 meeting to discuss allowing large customers to enter the choice market.	No		www.state.nv.us/puc/electric.htm	Neille Dimmick (775) 687-6001
New Hampshire	Yes	Legislation enacted in 1996. Litigation in state and federal courts tied up implementation for the state's largest utility. Additional legislation passed in 2000 breaking deadlock with state's largest utility. Now in open market. Fully deregulated market.	Yes	Distribution Delivery Energy	www.powerchoice.com	Amanda Noonan (603) 271-2431
New Jersey	Yes	Legislation enacted in 1999, with mandatory rate reduction. All have been able to choose a competitive supplier since mid-1999.	Yes	Generation Transmission Distribution Customer Charge	www.bpu.state.nj.us	Frank Perrotti (913) 648-7290
New Mexico	No	Legislation enacted in 1999, with a phase starting in 2001. Commission delayed start date for several classes of customers until 2007.	No.		www.nmprc.state.nm.us	Terry Rodriguez (505) 827-6954

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New York	Yes	Commission (not legislature) ordered restructuring of electric utilities in 1996. Implemented plan for restructuring by approving utility plans in 1997 and 1998.	Yes - also going through proceedings to determine stranded costs.	Generation Delivery Shopping Credit	www.dps.state.ny.us	Raj Addepalli (518) 473-4153
North Carolina	No	Commission study/report was issued in 2000, recommending retail restructuring by 2005. However, in January 2001, the legislation study panel has decided more study of restructuring issues is needed before recommending to the legislature to open the state to competition by 2005. The studies will focus on consumer protections and ways to encourage power plant construction in the state.	No		www.ncuc.commerce.state.nc.us	John Gajda (919) 733-7328
North Dakota	No	1998 Commission study recommended cautious action on restructuring.	No		www.psc.state.nd.us/psc	Jerry Lein (701) 328-2400
Ohio	Yes	Legislation passed in 1999, mandating rate reduction. Utility plans were approved in 2000 and all utility customers have choice beginning January 2001.	Yes	Customer charge Transition Deliver charge Generation - for non-shopping customers Competitors Chrg. - for shopping customers Shopping incentive credit	www.puc.state.oh.us www.ohioelectricchoice.com	Pete Baker (614) 466-2645
Oklahoma	No	Legislation passed in 1997, requiring the development of the plan. As of now, legislation has delayed restructuring of the state indefinitely.	No		www.occ.state.ok.us	Matt Skinner (405) 521-4180

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Oregon	No	Legislation passed in 1999. On October 1, 2001, the market will be open to nonresidential customers. Mass market customers do not have choice of supplier under the legislation but will be offered different supply options by the utility.	No		www.puc.state.or.us	Jack Breen (503) 378-5942
Pennsylvania	Yes	Legislation passed in 1996. Fully deregulated in 2001	Yes	Distribution Energy Charge Transmission Stranded Cost	www.puc.paonline.com	Bob Bennett (717) 787-5553
Rhode Island	Yes	Legislation passed in 1996 made Rhode Island the first state to allow all customers to switch by 1998. Very few customers have actually switched because of the low standard offer and several customers that switched have returned to the utility as last resort customers.	Yes	Transmission Transition - for stranded costs Distribution Energy	www.ri.puc.org	Doug Hartley (401) 941-4500
South Carolina	No	An initial report on deregulation in 1998 emphasized the potentially high costs of restructuring. Another report is awaited.	No		www.psc.state.sc.us	Wayne Burdett (803) 896-5171
South Dakota	No	A 1998 academic study sponsored by cooperatives emphasized the potentially high cost of restructuring. No significant action taking place.	No		www.state.sd.us/puc/puc.htm	Jim Burg (605) 773-3201
Tennessee	No	A study Commission continues to study.	No		www.state.tn.us/tra	Mike Horne (615) 741-2904 ext. 174

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Texas	Yes	Legislation enacted in 1999, with a mandatory 6% rate cut. A pilot project on retail competition is scheduled to begin June 1, 2001 with full retail competition on January 1, 2002. Commission is using a bidding process to determine the provider of last resort.	Yes, but is not required for utilities to do so.	Generation Distribution Transmission System Benefit Transmission/ Nuclear Decomm.	www.puc.state.tx.us www.powertochoose.org	Carrie Collier (512) 936-7163 Customer Choice Hotline (866) 797-4839
Utah	No	A legislative task force continues to study the issue. There is no push for deregulation.	No		www.commerce.state.ut.us	Mark Flandro (801) 530-6788
Vermont	No	Commission has an open docket that involves many issues related to restructuring but it appears that the Commission believes that legislation will be needed. Major issue is stranded costs.	No		www.state.vt.us/psd	Larry Lackey (802) 828-2358
Virginia	No	Legislation enacted in 1999. Pilot program began in 2000. Full retail access phases in on January 1, 2002, with full choice implemented no later than January 1, 2004.	Cases Pending		www.state.va.us/scs	Ken Schrad (804) 371-9967
Washington	No	Legislature has not passed any deregulation legislation.	No		www.wutc.wa.gov	Yohanus Marion (360) 664-1316
West Virginia	No	Commission submitted a plan to the legislature in 1999 that was approved in 2000. Commission has begun hearings.	No		www.state.wv.us/psc	Jim Ellars (304) 340-0300
Wisconsin	No	Adopted a cautious approach due to concerns about infrastructure.	No		www.psc.state.wi.us	Bob Norcross (608) 266-5481
Wyoming	No	Little activity on energy restructuring.	No		psc.state.wy.us	Sue Petrie (307) 777-7427