

SHB 2586 - H AMD TO H AMD (H-4987.1/20) **1473**
By Representative DeBolt

1 On page 1, line 26, after "plan." insert "The governing authority
2 must also review a legal analysis, performed by either the governing
3 authority's in-house counsel or an independent third party, of
4 whether the beneficial electrification plan complies with the limits
5 established by Article VIII, section 10 of the state Constitution.
6 The legal analysis must also include an assessment of the risk of
7 litigation and whether specific electrification options identified in
8 the beneficial electrification plan involve a lending of credit or
9 gift of public funds in violation of Article VIII, section 7 of the
10 state Constitution. The governing authority must conduct its review
11 of the legal analysis outside of executive session at a regular or
12 special meeting open to the public."

13 On page 3, line 30, after "plan." insert "The commission must
14 also review a legal analysis, performed by either the commission's
15 in-house counsel or an independent third party, of whether the
16 beneficial electrification plan complies with the limits established
17 by Article VIII, section 10 of the state Constitution. The legal
18 analysis must also include an assessment of the risk of litigation
19 and whether specific electrification options identified in the
20 beneficial electrification plan involve a lending of credit or gift
21 of public funds in violation of Article VIII, section 7 of the state
22 Constitution. The commission must conduct its review of the legal
23 analysis outside of executive session at a regular or special meeting
24 open to the public."

EFFECT: Requires the governing body of a municipal electric utility or public utility district to, prior to adopting a beneficial electrification plan, review a legal analysis of whether the beneficial electrification plan complies with the limits established by Article VIII, section 10 of the Washington state Constitution. Requires the governing body to conduct its review of the legal

analysis outside of executive session at a regular or special meeting open to the public.

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