153rd GENERAL ASSEMBLY
FISCAL NOTE

BILL:	**HOUSE BILL NO. 393**
SPONSOR:	**Representative Heffernan**
DESCRIPTION:	**AN ACT TO AMEND TITLE 26 OF THE DELAWARE CODE RELATING TO PROTECTIONS FOR PUBLIC UTILITY CONSUMERS.**

Assumptions:

1. This Act becomes effective upon signature by the Governor.
2. This Act provides additional regulatory requirements on third-party electric suppliers and the Delaware Public Service Commission ("PSC"). The Act requires the PSC to develop and administer a training and certification program for suppliers and to consider regulations that include appropriate penalties or sanctions for failure to comply. Additionally, the Act also establishes procedures for enhanced monthly supplier reporting.
3. The PSC anticipates additional administrative and operational duties as a result of this Act. It anticipates a need for additional personnel, as well as other information technology and operating costs, to assist with the development of a supplier training curriculum, examination process, certification procedures, and review and analysis of monthly supplier data submissions. The Fiscal Year 2027 costs are estimated at $86,605, and one-time costs are estimated at $107,000 and are as follows:
   a. Recurring Costs – $86,605
      1. $85,025 in the Fiscal Year 2027 Personnel Costs (9 months of funding), including OECs at 33.41%, for 1.0 ASF FTE, Public Utility Analyst III.
      2. $1,580 for projected contractual service needs relating to the Department of Technology and Information SEUS (Secure End User Services) costs and the Department of Human Resources eSTAR timekeeping costs, and supplies and materials needs relating to the establishment of the new position.
   b. One-Time Costs – $107,000
      1. $7,000 for computer and technology equipment, and office furniture startup costs for the new position.
      2. $100,000 for establishing a supplier training curriculum and designing and developing a website.
4. All Fiscal Year 2027 personnel costs have been estimated for nine months of funding, with the annualization of the remaining three months incorporated into subsequent year estimates. Additionally, a 2% inflation factor has been included to account for projected increases in salaries, health insurance, and OECs.
5. Pursuant to 26 Del. C. § 116(a), the Delaware Public Utility Regulatory Revolving Fund (the "Fund") shall be used in the operation of the various functions and duties required of the PSC. Therefore, this fiscal projection assumes that the Fund shall be used to support the projected personnel and operational needs of this Act.

Cost:

	Appropriated Special Fund Recurring/Operating Costs	Appropriated Special Fund One-Time Costs
Fiscal Year 2027:	$86,605	$107,000
Fiscal Year 2028:	$117,214	
Fiscal Year 2029:	$119,526	

Prepared by Jason R. Smith
Office of the Controller General