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Arizona Corporation Commission  
 Proposed Amendment Commission  
 Passed as amended by  
 Not Offered FEB 26 2003 Withdrawn  
 RECEIVED  
 2003 FEB 26 P 12:48  
 DOCKETED BY [Signature]  
 AZ CORP COMMISSION  
 DOCUMENT CONTROL

E-01345A-01-0822  
E-00000A-01-0630  
E-01933A-02-0069

**SPITZER PROPOSED AMENDMENT #8  
OFFERED IN PLACE OF REVISED SPITZER #1**

TIME/DATE PREPARED: 1:00 p.m. / February 26, 2003

COMPANY: Generic Restructuring – Track B AGENDA ITEM NO.: \_\_\_\_\_

DOCKET NO. E-00000A-02-0051 et al. OPEN MEETING DATE: February 21, 2003

**PAGE 51, LINES 2, AFTER:** “decisions will further”, **DELETE:** “the”  
**AND INSERT:** “this Commission’s”

**PAGE 68, LINE 25, AFTER:** “is their contestable load.” **INSERT:** “While this record has not developed sufficiently quantitative evaluation criteria for measuring and weighing environmental impacts, we are cognizant of the incontrovertible fact that natural gas-fired, combined cycle, combustion turbine generation emits far fewer pollutants than oil-fired or coal-fired generation. That said, it is also true that “location matters”, and relatively higher polluting generation far from highly populated airsheds may be preferable to a natural gas-fired, combined cycle, combustion turbine plant in a highly populated airshed. These contradictions make it impossible for us to set a firm benchmark in this Order. Therefore we will require the utilities to prepare an environmental impact analysis for this Commission and submit it to this docket within 90 days of this decision. That analysis will detail the environmental impacts of this solicitation against a benchmark analysis of the environmental impacts of the utilities’ past five years of operations.”

**PAGE 68, LINES 19 TO 23, DELETE:** Finding of Fact 30 from “APS and TEP shall test...”  
**TO** “existing assets.”

**PAGE 68, LINE 26 TO PAGE 69, LINE 6, DELETE:** Finding of Fact 31 as written  
**AND INSERT:** “To resolve our inability to properly assess and weigh environmental factors as noted above and to ensure that future competitive solicitations are able to accurately and reliably assess the environmental impacts of solicitation decisions, we direct Staff to begin a series of workshops, commencing in the fall, in which Staff and the parties shall develop a set of criteria that are knowable and measurable and which can be used in future solicitations to weigh the environmental impact of offers received in the solicitation process.”

**PAGE 71, LINE 5, AFTER:** “will further”, **DELETE:** “the”  
**AND INSERT:** “this Commission’s”

**PAGE 75, LINES 3 TO 5, DELETE FROM:** “to determine whether reliable...” **TO** “...their own existing assets.”