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_____ Passed _____ _____ Failed _____	<b>THIS AMENDMENT:</b> Passed as amended by _____ _____ Not Offered	 0000095083 vviuiuiawii
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2009 MAR 30 P 2:08

KENNEDY PROPOSED AMENDMENT # 1

AZ CORP COMMISSION  
DOCKET CONTROL

TIME/DATE PREPARED March 30, 2009

COMPANY: Arizona Public Service

AGENDA ITEM NO. U-20

DOCKET NOS. E-01345A-03-0437  
and E-01345A-05-0526

OPEN MEETING DATE: March 31, 2009

Page 5, line 17, INSERT NEW FINDING OF FACT:

"The Commission is concerned with the potential effects of the proposed DSMAC rate increase on low-income and fixed-income APS customers. In order to protect these customers, the Commission finds that APS' DSMAC rate should not be charged at this time to customers who have incomes of 200 percent or less of the federal poverty guidelines. The monies that APS would otherwise recover from these customers should be retained in APS' DSMAC account and be dealt with in APS' pending rate case in Docket No. E-01345A-08-0172. In APS' pending rate case, we will consider how APS will recover these funds. This would have no effect on the DSMAC rate paid by other retail customers at this time."

Page 6, line 7, INSERT NEW ORDERING PARAGRAPHS:

"IT IS FURTHER ORDERED that Arizona Public Service Company's Demand-Side Management Adjustor Charge rate shall not be charged at this time to customers who have incomes of 200 percent or less of the federal poverty guidelines. The monies that Arizona Public Service Company would otherwise recover from these customers shall be retained in Arizona Public Service Company's Demand-Side Management Adjustor Charge account and be dealt with in Arizona Public Service Company's pending rate case in Docket No. E-01345A-08-0172."

"IT IS FURTHER ORDERED that Arizona Public Service Company shall provide appropriate notice of the Commission's consideration of this matter (exempting customers who have incomes of 200 percent or less of the federal poverty guidelines at this time from the Demand-Side Management Adjustor Charge rate and recovery of Demand-Side Management Adjustor Charge funds not paid by customers who have incomes of 200 percent or less of the federal poverty guidelines) in its pending rate case to its customers and all parties of record in its last permanent rate case and its pending rate case."

Make all conforming changes.

Arizona Corporation Commission  
**DOCKETED**

MAR 30 2009

DOCKETED BY	
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