

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to direct the establishment of a pilot program relating to electric utility regulation and retail*
3 *competition pursuant to § 56-577 of the Code of Virginia.*

4 [H 889]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. § 1.** *That the State Corporation Commission (the Commission) shall conduct a pilot program under*
8 *which two or more nonresidential customers that, as of February 25, 2019, had filed applications*
9 *seeking to aggregate their load pursuant to subdivision A 4 of § 56-577 of the Code of Virginia within*
10 *the service territory of a Phase II Utility, as that term is defined in subsection A of § 56-585.1 of the*
11 *Code of Virginia, shall be permitted to purchase electric energy from any supplier of electric energy*
12 *licensed to sell electric energy within the Commonwealth, subject to the following terms, conditions, and*
13 *restrictions:*

14 *a. A pilot program shall be conducted within the certified service territory of the Phase II Utility in*
15 *which such nonresidential customers are located.*

16 *b. The aggregated load participating in the pilot program shall not exceed 200 megawatts.*

17 *c. All customers participating in the pilot program shall be subject in all respects to the provisions*
18 *of subdivision A 3 of § 56-577 of the Code of Virginia (with participation in this pilot program being*
19 *deemed to satisfy subdivision A 4 of § 56-577 of the Code of Virginia), with the load set forth in each*
20 *application being treated as a single, individual customer for purposes of said subdivision, and shall*
21 *submit an annual report to the Commission by March 31 each year to demonstrate that, for the*
22 *preceding calendar year, such load continued to meet the demand limitations of subdivision A 3 of*
23 *§ 56-577 of the Code of Virginia.*

24 **§ 2.** *The Commission shall review the pilot program established pursuant to § 1 of this act in 2022.*

ENROLLED

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