

State Corporation Commission 2010 Fiscal Impact Statement

1. Bill Number: HB442

House of Origin	<u>X</u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Toscano

3. Committee: Commerce and Labor

4. Title: **Electric utilities; authorizes customer to continue generating and selling renewable energy to entity.**

5. Summary: Electric utilities; renewable energy. Authorizes an electric utility customer to continue generating and selling renewable energy to any entity pursuant to the terms of a power purchase agreement that was in effect on the date the State Corporation Commission approved a tariff for the incumbent electric utility that serves the exclusive service territory in which the customer is located to offer electric energy provided 100 percent from renewable energy, provided that such power purchase agreement complied with applicable law at the time of its execution. The measure also states that the customers' generation and sale of renewable energy under such an agreement is exempt from restrictions on such activities that are a consequence of their occurring within a utility's exclusive service territory.

6. Fiscal Impact Estimates: None on state agencies.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: None on state agencies.

9. Specific Agency or Political Subdivisions Affected: State Corporation Commission

10. Technical Amendment Necessary: There may be a need to clarify whether or not renewable energy certificates qualify to satisfy the 100 % renewable resource requirement as envisioned in the introduced version of House Bill 92, specifically allowing an electric cooperative to include renewable certificates to meet its 100% renewable energy requirement under § 56-577.

11. Other Comments: See Item 10 for comments pertaining to House Bill 92.

Date: 1/20/2010 DRE