

## State Corporation Commission 2013 Fiscal Impact Statement

**1. Bill Number:** HB2334

**House of Origin**     Introduced     Substitute     Engrossed  
**Second House**     In Committee     Substitute     Enrolled

**2. Patron:**    Yancey

**3. Committee:** Commerce and Labor

**4. Title:**    Electric utility regulation; sales by net metering sellers.

**5. Summary:** Electric utility regulation; sales by net metering sellers. Authorizes individual retail customers of electric energy to purchase electric energy from a net metering seller if three conditions are satisfied. First, the customer shall be an eligible customer-generator under Virginia's net energy metering program. Second, the customer shall be financing the acquisition, installation, maintenance, or operation of the generating facility through a power purchase agreement with the net metering seller. Third, the generating facility shall (i) have a capacity of not more than 20 kilowatts for residential customers and 500 kilowatts for nonresidential customers unless a utility elects a higher capacity limit for such a facility; (ii) use as its total source of fuel renewable energy; (iii) be located on the customer's premises and be connected to the customer's wiring on the customer's side of its interconnection with the distributor; (iv) be interconnected and operated in parallel with an electric company's transmission and distribution facilities; and (v) be intended primarily to offset all or part of the customer's own electricity requirements. A net metering seller, who is defined as a person that owns or operates a renewable energy electricity generation source on the premises owned, leased, or controlled by an eligible customer-generator and sells the electricity generated by the renewable energy generation source exclusively to the customer-generator pursuant to a power purchase agreement, is excluded from the definition of "public utility" in the Utility Facilities Act and from the definition of "supplier" in the Virginia Electric Utility Regulation Act.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** No fiscal impact on the State Corporation Commission

**8. Fiscal Implications:** None on the State Corporation Commission

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

**10. Technical Amendment Necessary:** None

**11. Other Comments:** None

**Date:** 1/21/13 TF