

# 2018 SESSION

## HOUSE SUBSTITUTE

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### HOUSE BILL NO. 1451

AMENDMENT IN THE NATURE OF A SUBSTITUTE  
(Proposed by the House Committee on Commerce and Labor  
on February 8, 2018)

(Patron Prior to Substitute—Delegate Sullivan)

A BILL to direct the State Corporation Commission to establish a pilot program for schools that generate electricity at levels that exceed the school's consumption.

#### Be it enacted by the General Assembly of Virginia:

1. § 1. That the State Corporation Commission (the Commission) shall require a Phase II Utility as defined in subdivision A 1 of § 56-585.1 of the Code of Virginia to submit a proposal to the Commission to conduct a pilot program in its certificated service territory to allow a school in a public school division in the Commonwealth that generates electricity from a wind-powered or solar-powered renewable energy generation facility located at the school in amounts that exceed the amount of electricity consumed by the school in a billing period, at the option of the school board, to either (i) credit such excess electricity to the metered accounts of one or more other schools in the same public school division, as directed by the school board, in a manner that reduces the amount of electricity for which the other school or schools are billed and provides the other school or schools with a credit against the amount billed to the other school or schools, which credit shall be at the same rate that the school or schools would otherwise be charged for such amount of electricity, without the assessment by the supplier of any service charges or fees in connection with or arising out of such crediting or (ii) receive payment for such excess electricity from the electric utility at the corresponding retail rate. The duration of any pilot program approved by the Commission pursuant to this act shall be six years.

2. That the State Corporation Commission shall, by December 1, 2018, adopt such rules or establish such guidelines as may be necessary for its general administration of the pilot program established under this act.

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