

HB0297S01 compared with HB0297

~~text~~ shows text that was in HB0297 but was deleted in HB0297S01.

Inserted text shows text that was not in HB0297 but was inserted into HB0297S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Stephen G. Handy proposes the following substitute bill:

RENEWABLE ENERGY AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephen G. Handy

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions related to renewable energy contracts.

Highlighted Provisions:

This bill:

- ▶ defines terms ~~(,)~~.

~~→ decreases the amount of electricity that a qualified utility may deliver to contract customers at any one time under all renewable energy contracts; and~~

~~→ provides circumstances under which the public service commission may approve renewable energy contracts in excess of a statutory limit.~~

~~Money Appropriated in this Bill:~~

None

Other Special Clauses:

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None

Utah Code Sections Affected:

AMENDS:

54-17-801, as last amended by Laws of Utah 2016, Chapter 393

~~{ **54-17-802**, as enacted by Laws of Utah 2012, Chapter 182~~

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **54-17-801** is amended to read:

54-17-801. Definitions.

As used in this part:

(1) "Contract customer" means a person who executes or will execute a renewable energy contract with a qualified utility.

(2) "Qualified utility" means an electric corporation that serves more than 200,000 retail customers in the state.

(3) "Renewable energy contract" means a contract under this part for the delivery of electricity from one or more renewable energy facilities to a contract customer requiring the use of a qualified utility's transmission or distribution system to deliver the electricity from a renewable energy facility to the contract customer.

(4) (a) "Renewable energy facility" ~~[-(a) except as provided in Subsection (4)(b);]~~ means a renewable energy source as defined in Section 54-17-601 that [is];

(i) is located in the state[; and]; or

(ii) (A) is located outside the state; and

(B) provides energy from baseload renewable resources.

(b) Renewable energy facility does not include an electric generating facility ~~[whose costs have been]~~ for which the electric generating facility's costs are included in a qualified utility's rates as a facility [providing] that provides electric service to the qualified utility's system.

(5) "Renewable energy tariff" means a tariff offered by a qualified utility that allows the qualified utility to procure renewable generation on behalf of and to serve its customers.

~~{ Section 2. Section **54-17-802** is amended to read:~~

~~**54-17-802. Contracts for the purchase of electricity from a renewable energy**~~

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facility:

~~—— (1) Within a reasonable time after receiving a request from a contract customer and subject to reasonable credit requirements, a qualified utility shall enter into a renewable energy contract with the requesting contract customer to supply some or all of the contract customer's electric service from one or more renewable energy facilities selected by the contract customer.~~

~~—— (2) Subject to a contract customer agreeing to pay the qualified utility for all incremental costs associated with metering facilities, communication facilities, and administration, a renewable energy contract may provide for electricity to be delivered to a contract customer:~~

~~—— (a) from one renewable energy facility to a contract customer's single metered delivery location;~~

~~—— (b) from multiple renewable energy facilities to a contract customer's single metered delivery location; or~~

~~—— (c) from one or more renewable energy facilities to a single contract customer's multiple metered delivery locations.~~

~~—— (3) (a) A single contract customer may aggregate multiple metered delivery locations to satisfy the minimum megawatt limit under Subsection (4).~~

~~—— (b) Multiple contract customers may not aggregate their separate metered delivery locations to satisfy the minimum megawatt limit under Subsection (4).~~

~~—— (4) The amount of electricity provided to a contract customer under a renewable energy contract may not be less than 2.0 megawatts.~~

~~—— (5) The amount of electricity provided in any hour to a contract customer under a renewable energy contract may not exceed the contract customer's metered kilowatt-hour load in that hour at the metered delivery locations under the contract.~~

~~—— (6) A renewable energy contract that meets the requirements of Subsection (4) may provide for one or more increases in the amount of electricity to be provided under the contract even though the amount of electricity to be provided by the increase is less than the minimum amount required under Subsection (4).~~

~~—— [(7) The total amount of electricity to be generated by renewable energy facilities and delivered to contract customers at any one time under all renewable energy contracts may not exceed 300 megawatts, unless the commission approves in advance a higher amount].~~

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~~———— (7) (a) Except as provided in Subsection (7)(b), a qualified utility may not deliver to all contract customers a total amount of electricity generated by renewable energy facilities under renewable energy contracts that, at any one time, is greater than 200 megawatts.~~

~~———— (b) The commission may allow a qualified utility to deliver a total amount of electricity to contract customers that is greater than 200 megawatts if:~~

~~———— (i) the commission approves the increased total amount in advance; and~~

~~———— (ii) in evaluating whether to increase the total amount, the commission considers the impact of the increase on the costs of a qualified utility's existing facilities.~~

~~———— (8) Electricity generated by a renewable energy facility and delivered to a contract customer under a renewable energy contract may not be included in a net metering program under Chapter 15, Net Metering of Electricity.~~

~~Legislative Review Note~~

~~Office of Legislative Research and General Counsel~~