

HB0367S01 compared with HB0367

{Omitted text} shows text that was in HB0367 but was omitted in HB0367S01
inserted text shows text that was not in HB0367 but was inserted into HB0367S01

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Solar Power Utility Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Raymond P. Ward

Senate Sponsor:

2

3 **LONG TITLE**

4 **General Description:**

5 This bill enacts new provisions related to net metering of electricity.

6 **Highlighted Provisions:**

7 This bill:

8 ▶ defines terms;

9 ▶ authorizes the Public Service Commission to establish an optional time-of-use export pricing

tariff for net metering customers;

11 ▶ requires differential pricing for customer-generated electricity based on time of day or real-time

market conditions;

13 ▶ establishes a minimum floor for export credits; and

14 ▶ provides customer protections including voluntary participation and retention of existing options.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

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20 **Utah Code Sections Affected:**

21 ENACTS:

22 **54-15-109** , Utah Code Annotated 1953

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

25 Section 1. Section 1 is enacted to read:

26 **54-15-109. Optional time-of-use export pricing tariff.**

27 (1) As used in this section:

28 {(a) {"Export credit floor" means the minimum value at which an electrical corporation shall credit a customer for excess customer-generated electricity under a time-of-use export pricing tariff.}}

31 (b){(a)} "Real-time pricing" means pricing for excess customer-generated electricity that reflects the actual or near-actual wholesale market price of } value of customer-generated electricity at the time the electricity } hour it is delivered to the electrical corporation.

34 (c){(b)} "Seasonal time-of-use pricing" means pricing for excess customer-generated electricity that establishes predetermined export credit rates for defined {time periods based on historical or anticipated patterns} periods, generally corresponding to climatic seasons, that reflect the value of customer-generated electricity {demand, rather than actual wholesale market prices} for the period.

37 (d){(c)} "Time-of-use export pricing tariff" means a tariff approved by the commission that provides differential pricing for excess customer-generated electricity using either seasonal time-of-use pricing or real-time pricing.

40 (2) The commission shall require each electrical corporation with a net metering program or other program to compensate customers for their excess customer-generated electricity to make available to customers enrolling in or participating in {the net metering program} such programs a time-of-use export pricing tariff {as an optional alternative to the standard net metering tariff described in Section 54-15-104} .

44 (3) The commission may approve one or more time-of-use export pricing tariffs.

45 (4) Each time-of-use export pricing tariff shall:

46 (a) use one of the following pricing methods:

47 (i) seasonal time-of-use pricing; or

48 (ii) real-time pricing;

49 {(b) {establish an export credit floor that is:}}

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50 {i) {not less than 60% of the applicable retail electricity rate; and} }
51 {ii) {not less than zero;} }
52 (c){b) allow a customer participating in a {net metering program} time-of-use export pricing tariff
to determine when the customer exports excess customer-generated electricity to the electrical
corporation; and
55 (d){c) provide differential rates for crediting excess customer-generated electricity.
56 (5) A customer participating in a net metering or a net billing program:
57 (a) may elect to participate in a time-of-use export pricing tariff on a voluntary basis;
58 (b) is not required to participate in a time-of-use export pricing tariff; and
59 {e) {may continue to participate in any other net metering tariff for which the customer is eligible
under this chapter; and} }
61 (d){c) may change between tariff options in accordance with the terms and conditions established by
the commission.
63 (6) An electrical corporation shall:
64 (a) provide clear written disclosure to a customer before the customer elects to participate in a time-of-
use export pricing tariff that explains:
66 (i) how the time-of-use export pricing tariff differs from {the standard net metering tariff} alternative
tariffs available to the customer;
68 (ii) the time periods and corresponding credit rates under the time-of-use export pricing tariff; and
70 {iii) {the conditions under which the export credit floor applies; and} }
71 (iv){iii) the customer's ability to return to the {standard net metering} customer's previous tariff; and
72 (b) allow a customer participating in a time-of-use export pricing tariff to return to the {standard net
metering} customer's previous tariff in accordance with terms and conditions established by the
commission.
75 (7) A time-of-use export pricing tariff:
76 (a) shall be compatible with metering equipment approved under Section 54-15-103; and
77 (b) may include provisions for coordination with battery storage systems or other energy storage
technologies.
79 (8) The commission shall establish a time-of-use export pricing tariff as required by this section no later
than {six months} one year after the effective date of this section.
81 (9) Nothing in this section:

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82 (a) modifies or impairs the rights of a customer participating in a net metering or net billing program
under an existing tariff or rate schedule;

84 (b) requires a customer to change from an existing tariff or rate schedule; or

85 (c) affects the authority of the commission to determine costs and benefits under Section 54-15-105.1 or
to establish charges, credits, or ratemaking structures under this chapter.

80 Section 2. **Effective date.**

Effective Date.

This bill takes effect on May 6, 2026.

2-3-26 9:16 AM