

32 including transformers, circuit breakers, disconnect switches, and other essential
33 interconnection equipment.

34 [(b)] (c) "Decommissioning" means to remove an electrical generation facility from
35 active service.

36 [(e)] (d) "Disposal" means the sale, transfer, dismantling, or other disposition of a project
37 entity's assets.

38 [(f)] (e) "Division" means the Division of Air Quality created in Section 19-1-105.

39 [(e)] (f) "Fair market value" means the same as that term is defined in Section 79-6-408.

40 (g) "Interconnection" means the physical system that connects an electrical generation
41 facility to the transmission or distribution system, including all switching stations,
42 transformers, and other equipment necessary to deliver electricity to customers.

43 [(f)] (h)(i) "Project entity asset" means a project entity's:

44 (A) land;

45 (B) water;

46 (C) buildings; or

47 (D) essential equipment, including turbines, generators, transformers, and
48 transmission lines.

49 (ii) "Project entity asset" does not include an asset that is not essential for the
50 generation of electricity in the project entity's coal-powered electrical generation
51 facility.

52 (i) "Station service" means the electric supply required for the operation of an electrical
53 generation facility and associated facilities, essential auxiliary equipment, and all
54 facilities necessary to maintain electrical output.

55 (2) A project entity shall provide a notice of decommissioning or disposal to the Legislative
56 Management Committee at least 180 days before:

57 (a) the disposal of any project entity assets; or

58 (b) the decommissioning of the project entity's coal-powered electrical generation
59 facility.

60 (3) The notice of decommissioning or disposal described in Subsection (2) shall include:

61 (a) the date of the intended decommissioning or disposal;

62 (b) a description of the project entity's coal-powered electrical generation facility
63 intended for decommissioning or any project entity asset intended for disposal; and

64 (c) the reasons for the decommissioning or disposal.

65 (4) A project entity may not;

- 66 (a) intentionally prevent the functionality of the project entity's existing coal-powered
67 electrical generation facility[-] ;
- 68 (b) alter, remove, disable, or otherwise modify any facilities that provide power to
69 station service;
- 70 (c) disconnect, remove, disable, or otherwise modify any existing interconnection or
71 critical switchyard equipment; or
- 72 (d) take any action that would require a new interconnection request to deliver electricity
73 from the facility.
- 74 (5) Notwithstanding the requirements in Subsections (2) through (4), a project entity may
75 take any action necessary to transition to a new electrical generation facility powered by
76 natural gas, hydrogen, or a combination of natural gas and hydrogen, including any
77 action that has been approved by a permitting authority[-] , provided that such actions:
- 78 (a) do not violate the prohibitions in Subsection (4); or
- 79 (b) are specifically required by a permitting authority as an essential component of the
80 transition, with no feasible alternative that would avoid violating Subsection (4).
- 81 (6) A project entity shall provide the state the option to purchase for fair market value a
82 project entity asset intended for decommissioning, with the option remaining open for at
83 least two years, beginning on July 2, 2025.

84 **Section 2. Effective Date.**

85 If approved by two-thirds of all the members elected to each house, this bill takes
86 effect upon approval by the governor, or the day following the constitutional time limit
87 of Utah Constitution, Article VII, Section 8, without the governor's signature, or in the
88 case of a veto, the date of veto override.