

Effective 5/10/2016

Chapter 20
Sustainable Transportation and Energy Plan Act

54-20-101 Title.

This chapter is known as the "Sustainable Transportation and Energy Plan Act."

Enacted by Chapter 393, 2016 General Session

54-20-102 Definitions.

As used in this chapter:

- (1) "Demand side management" means the same as that term is defined in Section 54-7-12.8.
- (2) "Pilot program period" means a period of 5 years, beginning on January 1, 2017, during which the sustainable transportation and energy plan is effective.
- (3) "Sustainable transportation and energy plan" means the programs approved by the commission and undertaken by a large-scale electric utility during the pilot program period, including:
 - (a) the electric vehicle incentive program described in Section 54-20-103;
 - (b) the clean coal technology program described in Section 54-20-104; and
 - (c) the innovative technology programs described in Section 54-20-105.

Enacted by Chapter 393, 2016 General Session

54-20-103 Electric vehicle incentive program.

- (1) The commission shall, before July 1, 2017, authorize a large-scale electric utility to establish a program that promotes customer choice in electric vehicle charging equipment and service that includes:
 - (a) an incentive to a large-scale electric utility customer to install or provide electric vehicle infrastructure;
 - (b) time of use pricing for electric vehicle charging;
 - (c) any measure that the commission determines is in the public interest that incentivizes the competitive deployment of electric vehicle charging infrastructure.
- (2) The commission may review the expenditures made by a large-scale electric utility for the program described in Subsection (1) in order to determine if the large-scale electric utility made the expenditures prudently in accordance with the purposes of the program.
- (3) A large-scale electric utility proposing a program for approval by the commission under this section shall, before submitting the program to the commission for approval, seek input from:
 - (a) the Division of Public Utilities;
 - (b) the Office of Consumer Services;
 - (c) the Division of Air Quality; and
 - (d) any person that files a request for notice with the commission.

Enacted by Chapter 393, 2016 General Session

54-20-104 Clean coal technology program.

- (1) Subject to Subsection (2), the commission shall authorize, before July 1, 2017, and, subject to funding, approve a program that authorizes a large-scale electric utility to investigate, analyze, and research clean coal technology.

- (2) The commission may review the expenditures made by a large-scale electric utility for a program described in Subsection (1) in order to determine if the large-scale electric utility made the expenditures prudently in accordance with the purposes of the program.

Enacted by Chapter 393, 2016 General Session

54-20-105 Innovative utility programs.

- (1) The commission may authorize, subject to funding available under Subsection 54-7-12.8(6)(b) (ii)(B), a large-scale electric utility to implement programs that the commission determines are in the interest of large-scale electric utility customers to provide for the investigation, analysis, and implementation of:
 - (a) an economic development incentive rate;
 - (b) a solar generation incentive;
 - (c) a battery storage or electric grid related project;
 - (d) a commercial line extension pilot program;
 - (e) a program to curtail emissions from thermal generation plant in the Salt Lake non-attainment area during a non-attainment event as defined by the Division of Air Quality;
 - (f) an additional electric vehicle incentive program incremental to the program described in Section 54-20-103;
 - (g) an additional clean coal program incremental to the program described in Section 54-20-104; and
 - (h) any other technology program.
- (2) The commission may review the expenditures made by a large-scale electric utility for a program described in Subsection (1) in order to determine if the large-scale electric utility made the expenditures prudently in accordance with the purposes of the program.
- (3) The commission may authorize and establish funding for a conservation, efficiency, or new technology program in addition to the programs described in this chapter if the conservation, efficiency, or new technology program is cost-effective and in the public interest.

Enacted by Chapter 393, 2016 General Session

54-20-106 Extension of pilot program.

Before the first day of the legislative session in the final year of the pilot program period, the commission shall submit a report and recommendation to the Legislature regarding whether, in the discretion of the commission, the Legislature should, for the sustainable transportation and energy plan:

- (1) extend the plan or a portion of the plan as a ratepayer funded program;
- (2) implement the plan or a portion of the plan as a state funded program; or
- (3) discontinue the plan or a portion of the plan.

Enacted by Chapter 393, 2016 General Session

54-20-107 Other programs.

The commission may authorize a large-scale electric utility to establish a program in addition to the programs described in this chapter if the commission determines that the program is cost-effective and in the public interest.

Enacted by Chapter 393, 2016 General Session

