

1 **H. B. 2201**

2 [By Delegates Ireland, Folk, Manchin, Lynch, Rowe, Fleischauer,
3 Skinner, Fast, Fluharty, Byrd, Summers]

4 [Introduced January 20, 2015; originating in
5 the Committee on the Judiciary]

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10 A BILL to amend and reenact §24-2F-8 of the Code of West Virginia, 1931, as amended, all
11 relating to providing a definition for net metering, requiring the Public Service
12 Commission to adopt certain net metering and interconnection rules and standards, and
13 striking deadlines for rule-making by the Public Service Commission.

14 *Be it enacted by the Legislature of West Virginia:*

15 That §24-2F-8 of the Code of West Virginia, 1931, as amended, be amended and
16 reenacted to read as follows:

17 **ARTICLE 2F.NET METERING OF CUSTOMER-GENERATORS.**

18 **§24-2F-8. Net metering and interconnection standards.**

19 (a) "Net metering" means measuring the difference between electricity supplied by an
20 electric utility and electricity generated from a facility owned or operated by an electric retail
21 customer when any portion of the electricity generated from the facility is used to offset part or
22 all of the electric retail customer's requirements for electricity.

1 **(b)** The commission shall adopt a rule requiring that all electric utilities provide a rebate
2 or discount at fair value, to be determined by the commission, to customer-generators for any
3 electricity generation that is delivered to the utility under a net metering arrangement.

4 ~~(b)~~ **(c)** The commission shall also consider adopting, by rule, a requirement that all sellers
5 of electricity to retail customers in the state, including rural electric cooperatives, municipally
6 owned electric facilities or utilities serving less than thirty thousand residential electric customers
7 in this state, offer net metering rebates or discounts to customer-generators.

8 ~~(c)~~ **(d)** The commission shall institute a general investigation for the purpose of adopting
9 rules pertaining to net metering and the interconnection of eligible electric generating facilities
10 intended to operate in parallel with an electric utility's system. As part of its investigation, the
11 commission shall take into consideration rules of other states within the applicable region of the
12 regional transmission organization, as that term is defined in 18 C.F.R. §35.34, that manages a
13 utility's transmission system in any part of this state. Furthermore, the commission shall
14 consider increasing the allowed kilowatt capacity for commercial customer-generators to an
15 amount not to exceed five hundred kilowatts and for industrial customer-generators to an amount
16 not to exceed two megawatts. The commission shall further consider interconnection standards
17 for combined heat and power.

18 ~~(d) The commission shall promulgate these rules within twelve months of the effective~~
19 ~~date of this article.~~

NOTE: The purpose of this bill is amend and add language to West Virginia Code §24-2F-8 all relating to providing a definition for net metering, requiring the Public Service Commission to adopt certain net metering and interconnection rules and standards, and striking deadlines for rule-making by the Public Service Commission.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.