

H. B. 2201

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

A BILL to amend and reenact §24-2F-8 of the Code of West Virginia, 1931, as amended, 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.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2F.NET METERING OF CUSTOMER-GENERATORS.

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

1 (a) “Net metering” means measuring the difference between
2 electricity supplied by an electric utility and electricity generated
3 from a facility owned or operated by an electric retail customer
4 when any portion of the electricity generated from the facility is
5 used to offset part or all of the electric retail customer’s
6 requirements for electricity.

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

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

18 ~~(c)~~ (d) The commission shall institute a general investigation
19 for the purpose of adopting rules pertaining to net metering and
20 the interconnection of eligible electric generating facilities
21 intended to operate in parallel with an electric utility's system.
22 As part of its investigation, the commission shall take into
23 consideration rules of other states within the applicable region of
24 the regional transmission organization, as that term is defined in
25 18 C.F.R. §35.34, that manages a utility's transmission system
26 in any part of this state. Furthermore, the commission shall
27 consider increasing the allowed kilowatt capacity for commercial
28 customer-generators to an amount not to exceed five hundred
29 kilowatts and for industrial customer-generators to an amount
30 not to exceed two megawatts. The commission shall further
31 consider interconnection standards for combined heat and power.

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

34 NOTE: The purpose of this bill is amend and add language
35 to West Virginia Code §24-2F-8 all relating to providing a
36 definition for net metering, requiring the Public Service
37 Commission to adopt certain net metering and interconnection

38 rules and standards, and striking deadlines for rule-making by
39 the Public Service Commission.

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