

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

Senate Bill 148

By Senator Weld

[Introduced February 12, 2025; referred
to the Committee on Energy, Industry, and Mining;
and then to the Committee on Economic
Development]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §24-2-1s, relating to the electrical needs of the premises of the United States armed forces or the West Virginia National Guard; providing that the provision of electricity from a certified high impact industrial business development district to meet the needs of the premises of the United States armed forces or the West Virginia National Guard does not constitute a public service; and providing exemptions from the limitations on power purchase agreements or net metering and interconnections standards as provided in code for a certified high impact industrial business development district which enters into a power purchase agreement with the United States armed forces or the West Virginia National Guard to provide electricity only to meet the needs of its premises.

Be it enacted by the Legislature of West Virginia:

ARTICLE 2. POWERS AND DUTIES OF PUBLIC SERVICE COMMISSION.

§24-2-1s. Jurisdiction over the premises of the United States Armed Forces or West Virginia National Guard.

(a) To encourage the development of energy infrastructure and strategic resources that will ensure the continuity of governmental operations in situations of emergency, the provision of electricity from a high impact industrial business development district, as certified pursuant to §5B-2-21(b), to meet only the electrical needs of the premises of the United States Armed Forces or the West Virginia National Guard shall not constitute a public service under §24-2-1 effective July 1, 2025.

(b) The electrical output of any certified high impact industrial business development district to the premises of the United States Armed Forces or the West Virginia National Guard, which is subject to a power purchase agreement, shall not be subject to any limitations on power purchase agreements or the net metering and interconnection standards as set forth in §24-2F-8.

NOTE: The purpose of this bill is to clarify that the premises of the United States Armed

Forces or the West Virginia National Guard are not a public service for purposes of the jurisdiction of the West Virginia Public Service Commissioner when receiving electricity from a certified high impact industrial business development district to meet only the electrical needs of the premises of the United States Armed Forces or the West Virginia National Guard.

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