

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

House Bill 2128

By Delegates Hansen and Young

[Introduced February 12, 2025; referred
to the Committee on Energy and Public Works]

1 A BILL to amend the West Virginia Code, 1931, as amended, by adding a new section, designated
2 §24-3-11, relating to establishing reporting requirements for utilities that are members of a
3 regional transmission organization; and providing the contents and timing of those reports.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 3. DUTIES AND PRIVILEGES OF PUBLIC UTILITIES SUBJECT TO
REGULATIONS OF COMMISSION.**

§24-3-11. Reporting by utilities that are members of a regional transmission organization.

1 (a) As used in this section:

2 (1) "Affiliate" means a person that directly or indirectly, or through one or more
3 intermediaries, controls, is controlled by, or is under common control with, or has, directly or
4 indirectly, any economic interest in another person.

5 (2) "Meeting" means any committee, user group, task force or any other part of the regional
6 transmission organization in which votes are taken.

7 (3) "Recorded vote" means any final or non-final vote that is tabulated, individually or as
8 part of a sector, for any purpose at a meeting, regardless of whether the vote represents a final
9 position of any entity casting a vote or the decision-making authority of those voting.

10 (4) "Regional Transmission Organization" means an entity that qualifies as a regional
11 transmission organization under 18 C.F.R. § 35.34 (2006).

12 (b) This section applies only to public utilities that are members of a regional transmission
13 organization.

14 (c) (1) On or before February 1 each year, each public utility that is a member of a regional
15 transmission organization shall submit to the commission a report of any recorded vote cast by the
16 public utility or an affiliate at a meeting of that regional transmission organization during the
17 immediately preceding calendar year.

18 (2) The report shall include:

- 19 (A) All recorded votes cast by the public utility, regardless of whether the vote is otherwise
20 disclosed;
- 21 (B) All votes cast by any affiliate of the public utility, where the public service utility did not
22 vote on the matter; and
- 23 (C) A brief description explaining how each vote cast by the public utility or its affiliate, as
24 appropriate, is in the interest of the public.

NOTE: The purpose of this bill is to require that each public utility that is a member of a regional transmission organization submit information relating to the utility's or an affiliate's votes at a regional transmission organization meeting.

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