

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
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As Engrossed: H3/17/17

A Bill

HOUSE BILL 2025

By: Representatives Sabin, S. Meeks

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING RATES, TERMS, AND CONDITIONS FOR NET-METERING CONTRACTS ESTABLISHED BY A COMMISSION UNDER THE ARKANSAS RENEWABLE ENERGY DEVELOPMENT ACT OF 2001; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING RATES, TERMS, AND CONDITIONS FOR NET-METERING CONTRACTS ESTABLISHED BY A COMMISSION UNDER THE ARKANSAS RENEWABLE ENERGY DEVELOPMENT ACT OF 2001.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 23-18-603(5), concerning the definition of "net-metering customer" under the Arkansas Renewable Energy Development Act of 2001, is amended to read as follows:

(5) "Net-metering customer" means:

(A) ~~an~~ An owner of a net-metering facility;

(B) A county as defined in § 14-14-102 or an instrumentality of such a county that installs a net-metering facility under a lease or a comparable service agreement; or

(C) A municipal government as described under § 14-37-101 et seq. or an instrumentality of such a municipal government that installs a net-metering facility under a lease or comparable service agreement;

SECTION 2. Arkansas Code § 23-18-604(b)(1), concerning the rates,



terms, and conditions for net-metering contracts that are established by commission, is amended to read as follows:

(1) Shall establish appropriate rates, terms, and conditions for net-metering contracts, including:

(A)(i)(a) A requirement that the rates charged to each net-metering customer recover the electric utility's entire cost of providing service to each net-metering customer within each of the electric utility's class of customers.

(b) If a net-metering customer enters into a net-metering contract with an electric utility before the effective date of new rates, terms, and conditions for net-metering contracts established by a commission, then the new rates, terms, and conditions for net-metering contracts shall not apply to the net-metering customer.

(c) A net-metering customer that is exempt from new rates, terms, and conditions for net-metering contracts under subdivision (b)(1)(A)(i)(b) of this section is subject to the rates, terms, and conditions for net-metering contracts that existed before the effective date of the new rates, terms, and conditions for net-metering contracts established by a commission.

(ii) The electric utility's entire cost of providing service to each net-metering customer within each of the electric utility's class of customers under subdivision (b)(1)(A)(i) of this section:

(a) Includes without limitation any quantifiable additional cost associated with the net-metering customer's use of the electric utility's capacity, distribution system, or transmission system and any effect on the electric utility's reliability; and

(b) Is net of any quantifiable benefits associated with the interconnection with and providing service to the net-metering customer, including without limitation benefits to the electric utility's capacity, reliability, distribution system, or transmission system; and

(B) A requirement that net-metering equipment be installed to accurately measure the electricity:

(i) Supplied by the electric utility to each net-metering customer; and

(ii) Generated by each net-metering customer that is

fed back to the electric utility over the applicable billing period;

/s/Sabin