

HOUSE BILL No. 2373

By Committee on Taxation

2-18

1 AN ACT concerning utilities; relating to the renewable energy standards
2 act, sunset; amending K.S.A. 2014 Supp. 66-1256 and 66-1258 and
3 repealing the existing sections.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2014 Supp. 66-1256 is hereby amended to read as
7 follows: 66-1256. K.S.A. 2014 Supp. 66-1256 through 66-1262, and
8 amendments thereto, shall be known and may be cited as the renewable
9 energy standards act. *The provisions of K.S.A. 66-1256 through 66-1262,*
10 *and amendments thereto, shall expire on January 1, 2016.*

11 Sec. 2. K.S.A. 2014 Supp. 66-1258 is hereby amended to read as
12 follows: 66-1258. (a) The commission shall establish by rules and
13 regulations a portfolio requirement for all affected utilities to generate or
14 purchase electricity generated from renewable energy resources or
15 purchase renewable energy credits. For the purposes of calculating the
16 capacity from renewable energy credit purchases, the affected utility shall
17 use its actual capacity factor from its owned renewable generation from
18 the immediately previous calendar year. Renewable energy credits may
19 only be used to meet a portion of portfolio requirements for the years
20 2011, 2016 and 2020, unless otherwise allowed by the commission. Such
21 portfolio requirement shall provide net renewable generation capacity that
22 shall constitute ~~the following portion of each affected utility's peak~~
23 ~~demand:~~

24 ~~(1) not less than 10% of the affected utility's peak demand for~~
25 ~~calendar years 2011 through 2015, based on the average demand of the~~
26 ~~prior three years of each year's requirement;~~

27 ~~(2) not less than 15% of the affected utility's peak demand for~~
28 ~~calendar years 2016 through 2019, based on the average demand of the~~
29 ~~prior three years of each year's requirements; and~~

30 ~~(3) not less than 20% of the affected utility's peak demand for each~~
31 ~~calendar year beginning in 2020, based on the average demand of the prior~~
32 ~~three years of each year's requirement.~~

33 (b) The portfolio ~~requirements~~ *requirement* described in subsection
34 (a) shall apply to all power sold to Kansas retail consumers whether such
35 power is self-generated or purchased from another source in or outside of
36 the state. The capacity of all net metering systems interconnected with the

1 affected utilities under the net metering and easy connection act in K.S.A.
2 2014 Supp. 66-1263 et seq., and amendments thereto, shall count toward
3 compliance.

4 (c) Each megawatt of eligible capacity in Kansas installed after
5 January 1, 2000, shall count as 1.10 megawatts for purposes of
6 compliance.

7 (d) The commission shall establish rules and regulations required in
8 this section within 12 months of the effective date of this act.

9 Sec. 3. K.S.A. 2014 Supp. 66-1256 and 66-1258 are hereby repealed.

10 Sec. 4. This act shall take effect and be in force from and after its
11 publication in the statute book.