

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021

A Bill

HOUSE BILL 1665

4
5 By: Representative Hawks

For An Act To Be Entitled

8 AN ACT TO ESTABLISH THE ARKANSAS AFFORDABLE ENERGY
9 ACT; AND FOR OTHER PURPOSES.

Subtitle

12 TO ESTABLISH THE ARKANSAS AFFORDABLE
13 ENERGY ACT.

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

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19 SECTION 1. Arkansas Code Title 23, Chapter 18, is amended to add an
20 additional subchapter to read as follows:

21 Subchapter 11 – Arkansas Affordable Energy Act

22
23 23-18-1101. Title.

24 This subchapter shall be known and may be cited as the "Arkansas
25 Affordable Energy Act".

26
27 23-18-1102. Legislative findings and purpose.

28 (a) The General Assembly finds that it is in the public interest to:

29 (1) Promote and encourage the use of existing electric
30 generating units to the maximum extent practicable by seeking to ensure that
31 each existing electric generating unit remains operational for the full
32 useful life of each existing electric generating unit; and

33 (2) Foster investment, as appropriate, in existing electric
34 generating units to extend the useful life of such units.

35 (b) The purpose of this subchapter is to:

36 (1) Ensure that Arkansas continues to have reliable and



1 affordable electricity by confirming that each existing electric generating
 2 unit is used to the maximum extent of its useful life; and

3 (2) Encourage the use of existing electric generating units by
 4 consumers.

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 6 23-18-1103. Definitions.

7 As used in this subchapter:

8 (1) "Electric utility" means an electric utility subject to the
 9 jurisdiction of the Arkansas Public Service Commission and that is engaged in
 10 the business of supplying electricity to an end user in this state; and

11 (2) "Existing electric generating unit" means a facility for the
 12 generation of electric energy in this state that has previously provided
 13 power through an electric utility grid system and is currently connected to
 14 the electric utility grid system.

15
 16 23-18-1104. Electric utility – Rate making.

17 In any electric utility general rate-making process, the Arkansas
 18 Public Service Commission shall:

19 (1) Evaluate the remaining useful life of an existing electric
 20 generating unit;

21 (2) Include in the evaluation a cost-benefit analysis, a rate
 22 impact analysis, and an analysis of the impact on the reliability and
 23 resilience to the state’s electrical utility grid system; and

24 (3) Explicitly state the commissioner’s findings of whether life
 25 extensions of existing electric generating units are in the public interest.