

SECOND REGULAR SESSION

HOUSE BILL NO. 2197

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MILLER.

6069H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 393, RSMo, by adding thereto one new section relating to the public service commission.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 393, RSMo, is amended by adding thereto one new section, to be known as section 393.1160, to read as follows:

393.1160. It shall be the policy of the state of Missouri for the public service commission to support expenditures by electrical corporations that maintain or improve the reliability, safety, security, efficiency, or automation of infrastructure, including through the use of the latest technologies to meet the needs and expectations of customers. It shall also be the policy of the state of Missouri for the public service commission to approve rates designed to allow public utilities as defined in section 386.020, but excluding electrical corporations as defined in subsection 2 of section 393.110, to recover their full costs of service and provide a reasonable opportunity to earn a fair return. In furtherance of the policies stated in this section, the public service commission is specifically authorized to approve rate adjustment mechanisms not otherwise specifically authorized by statute including, but not limited to, mechanisms to promote modernization or replacement of an electrical corporation's infrastructure and is also specifically authorized to approve power purchase agreements between electricity consumers and owners or developers of energy generation facilities. To the extent the public service commission's approval of a rate adjustment mechanism or other tool provided by this section specifies a term over which the approval is to continue, the commission shall lack the authority to modify or eliminate the electrical corporation's use of the mechanism or tool during the specified term.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 18 **Nothing in this section shall limit or eliminate the public service commission's authority**
19 **existing prior to the effective date of this section.**

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