

SENATE CONCURRENT RESOLUTION NO. 39

Whereas, allowing retail customers of electric generation to have access to competitive suppliers of retail electricity is being considered by many states, and has already been implemented in several other states; and

Whereas, the ability of Missouri citizens and businesses to compete in the global market may be harmed unless they have access to reliable electrical power at rates and on terms which are competitive with rates and terms in others states; and

Whereas, legislation designed to implement retail competition will require a careful examination of existing law, and the provisions of that legislation must take into account a variety of issues and factors:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundredth General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby create the Task Force on Retail Electric Competition; and

Be It Further Resolved that the mission of the task force shall be to fully consider and make recommendations in a report to the General Assembly on:

- (1) The method, feasibility, and impact of implementing retail electric competition on Missouri generators of electricity and Missouri consumers of electricity;
- (2) The costs and benefits other states have experienced as a result of retail electric competition;
- (3) The taxation and regulatory issues associated with implementing retail electric competition;
- (4) The social and other public service functions provided by the regulated electric utility industry to determine the potential impact of retail electric competition on these functions;
- (5) Whether, and under what terms, retail electric competition should be offered in Missouri; and

Be It Further Resolved that the task force be authorized to call upon any department, office, division, or agency of this state to assist in gathering information pursuant to its objective; and

Be It Further Resolved that the task force shall consist of the following members:

- (1) One member of the Senate of the majority party appointed by the President Pro Tempore of the Senate, to serve as the chair of the task force;
- (2) One member of the House of Representatives of the majority party appointed by the Speaker of the House of Representatives, to serve as the vice chair and secretary of the task force, and who will

provide an agenda and report minutes of the task force;

(3) One member of the majority party of the Senate and one member of the minority party of the Senate appointed by the President Pro Tempore of the Senate;

(4) One member of the majority party of the House of Representatives and one member of the minority party of the House of Representatives appointed by the Speaker of the House of Representatives;

(5) The Office of the Public Counsel, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(6) The Director of the Division of Energy, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(7) The Chair of the Public Service Commission, or his or her designee, to serve as a member and to provide technical assistance to the task force;

(8) A representative from each of the three segments of the retail electric industry appointed by the President Pro Tempore of the Senate from the respective nominees submitted by the statewide associations of the investor-owned electric utilities, rural electric cooperatives, and municipally-owned electric utilities;

(9) A representative of retail electric consumers appointed by the Speaker of the House of Representatives;

(10) Five members representing the fuel sources used to produce Missouri's electric energy with one member from each industry representing the production of coal, nuclear, natural gas, wind, and solar energy appointed by the Chair of the Public Service Commission;

(11) Two members appointed by the Chair of the Public Service Commission representing each of the regional transmission organizations whose coverage area includes Missouri: Southwest Power Pool and Midcontinental Independent System Operator; and

Be It Further Resolved that the staff of Senate Research and House Research shall provide such legal, research, clerical, technical, and bill drafting services as the task force may require in the performance of its duties; and

Be It Further Resolved that the task force, its members, and any staff assigned to the task force shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the task force; and

Be It Further Resolved that the chair or vice chair and secretary of the task force shall call an

organizational meeting within fifteen days of the adoption of this resolution; and

Be It Further Resolved that the task force shall terminate by either a majority of members voting for termination, or by December 31, 2021, whichever occurs first; and

Be It Further Resolved that on the date of termination, the task force may deliver a report of findings and recommendations to the General Assembly; and

Be It Further Resolved that this resolution does not amend any state law to which any retail electric generator or consumer is subject, and shall be interpreted to be consistent with any requirements of such state or federal law; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Office of Public Counsel, the Division of Energy, and the Chair of the Public Service Commission.

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