



2021 South Dakota Legislature
Senate Bill 22
ENROLLED

AN ACT

ENTITLED An Act to correct a technical error concerning a cross-reference regarding a certain energy conservation program.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 1-33B-2 be AMENDED.

1-33B-2. Energy conservation measure defined--Inclusions--Limitation.

For the purposes of this chapter, the term, energy conservation measure, means a training program or facility alteration intended to reduce either energy consumption or operating costs, or both, or increase operating revenues through the generation of energy, renewable energy, or improved metering technology, including the following:

- (1) Insulation of the building or any structure associated with the building;
- (2) Window or door replacement, weather stripping, or modifications that reduce energy consumption;
- (3) Automated or computerized energy control systems;
- (4) Replacement or modification to increase the energy efficiency of the lighting, heating, air conditioning, or ventilating systems;
- (5) Energy recovery or cogeneration systems;
- (6) Repair or maintenance items, when included in energy efficiency improvements of the building, if overall measures meet the fifteen-year payback as provided in § 1-33B-3.11;
- (7) Energy source conversions which provide either operational or energy cost savings, or both; and
- (8) Other energy or utility-related improvements in facilities, systems, or technology that improve energy or metering efficiency or increase operating revenues through the generation of energy, renewable energy, or improved metering technology.

Nothing in this section addresses the relationship between an electric utility and its customer under a proposed energy exchange contract, where the customer seeks status

as a qualifying facility under the Public Utility Regulatory Policies Act of 1978, as defined by 18 CFR Part 292, Subpart B, as it existed on January 1, 2005.

An Act to correct a technical error concerning a cross-reference regarding a certain energy conservation program.

I certify that the attached Act originated in
the:
Senate as Bill No. 22

Received at this Executive Office
this ____ day of _____,
2021 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby
approved this ____ day of
_____, A.D., 2021

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2021
at _____ o'clock __ M.

Chief Clerk

Secretary of State

Senate Bill No. 22
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State