

HOUSE BILL No. 2858

By Representative Garner

2-13

AN ACT concerning electric public utilities; requiring verification of certain sales of electricity generated from renewable resources.

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

Section 1. (a) As used in this section:

(1) "Commission" means the state corporation commission.

(2) "Electric public utility" has the meaning provided by K.S.A. 66-101a, and amendments thereto.

(3) "Renewable energy resources" means energy resources capable of being replaced by natural ecological cycles or sound management practices and includes, but is not limited to, wind, solar, thermal, photovoltaic, biomass, hydropower, geothermal and landfill gas resources.

(b) Each electric public utility shall submit annually to the commission verification, including evidence satisfactory to the commission to document compliance on an annual basis, that not less than the following percentage of the electricity delivered to the utility's retail customers in this state is generated from renewable resources:

(1) For calendar year 2003, 2%;

(2) for calendar year 2004, 4%;

(3) for calendar year 2005, 6%;

(4) for calendar year 2006, 8%;

(5) for calendar year 2007, 10%;

(6) for calendar year 2008, 12%;

(7) for calendar year 2009, 14%;

(8) for calendar year 2010, 16%;

(9) for calendar year 2011, 18%; and

(10) for calendar year 2012 and subsequent calendar years, 20%.

(c) The commission shall give annual certification of compliance with the requirements of subsection (b) to any electric public utility meeting such requirements. The commission may give conditional annual certification of such compliance to an electric public utility which does not meet the requirements of subsection (b) only if the commission finds that the utility has a legitimate plan for achieving the goal of 20% for year 2011 and that the utility has made meaningful and substantial progress toward achieving that goal.

1 (d) The commission may adopt rules and regulations governing the
2 form and content of the verification and evidence required by subsection
3 (b) and certification pursuant to subsection (c) and providing for the en-
4 forcement of this section.

5 Sec. 2. This act shall take effect and be in force from and after its
6 publication in the statute book.

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