

SENATE FILE NO. SF0022

Public service commission-electricity reliability.

Sponsored by: Joint Corporations, Elections & Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to public utilities; requiring the public
2 service commission to establish standards related to
3 electricity reliability; specifying that failing to comply
4 with standards is subject to penalties; providing that the
5 public service commission shall not allow for rate recovery
6 for new or modified facilities that are likely to result in
7 failure to comply with reliability standards; and providing
8 for an effective date.

9

10 *Be It Enacted by the Legislature of the State of Wyoming:*

11

12 **Section 1.** W.S. 37-18-102(a)(v)(A), by creating a new
13 subparagraph (D) and by creating a new paragraph (vi) is
14 amended to read:

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1 **37-18-102. Energy generation portfolio standards;**
2 **reporting requirements; rate recovery and limitations.**

3
4 (a) Consistent with the objective of ensuring Wyoming
5 electric utilities maintain access to reliable and cost
6 effective electric generation resources, the public service
7 commission shall establish by rule energy portfolio
8 standards that will maximize the use of dispatchable and
9 reliable low-carbon electricity. In establishing standards,
10 the commission:

11
12 (v) Shall for each public utility:

13
14 (A) Not later than December 15, 2024,
15 establish baseline standards for electric reliability
16 related to adequate reliable dispatchable power in Wyoming.
17 The standards established under this subparagraph may
18 include limits on outages and shall ensure that new or
19 expanded intermittent generation resources do not
20 unreasonably diminish power quality or increase momentary
21 outages across a utility's service territory or in any
22 particular location;

23

1 (D) In considering new or modified
2 generation facilities for inclusion in a utility's
3 investment on which the utility is entitled to earn a rate
4 of return, the commission shall not allow the inclusion of
5 any facility generating power that is intermittent in
6 availability if it is likely that operation of the facility
7 will result in failure to comply with reliability
8 standards.

9
10 (vi) A violation of this subsection may be
11 subject to a civil penalty not to exceed one hundred
12 thousand dollars (\$100,000.00) for each day that the
13 violation persists. However, the maximum civil penalty
14 shall not exceed one million dollars (\$1,000,000.00) for
15 any related series of violations.

16
17 **Section 2.** This act is effective July 1, 2024.

18
19 (END)