

**House File 303 - Introduced**

HOUSE FILE 303

BY DE BOEF

**A BILL FOR**

1 An Act removing an exemption for specified electric public  
2 utilities from the regulatory authority of the utilities  
3 board of the department of commerce.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 476.1A, subsection 1, unnumbered  
2 paragraph 1, Code 2011, is amended to read as follows:

3 ~~Electric public utilities having fewer than ten thousand~~  
4 ~~customers and electric~~ cooperative corporations and  
5 associations are not subject to the rate regulation authority  
6 of the board. Such utilities are subject to all other  
7 regulation and enforcement activities of the board, including:

8 Sec. 2. Section 476.1A, subsection 1, paragraph g, Code  
9 2011, is amended to read as follows:

10 g. Filing energy efficiency plans and energy efficiency  
11 results with the board. The energy efficiency plans as a  
12 whole shall be cost-effective. The board may permit these  
13 utilities to file joint plans. The board shall periodically  
14 report the energy efficiency results including energy savings  
15 of each of these utilities to the general assembly. The board  
16 may waive all or part of the energy efficiency filing and  
17 review requirements for electric cooperative corporations and  
18 associations ~~and electric public utilities~~ which demonstrate  
19 superior results with existing energy efficiency efforts.

20 Sec. 3. Section 476.1A, subsection 3, Code 2011, is amended  
21 to read as follows:

22 3. Electric cooperative corporations and associations  
23 ~~and electric public utilities~~ exempt from rate regulation  
24 under this section shall not make or grant any unreasonable  
25 preferences or advantages as to rates or services to any  
26 person or subject any person to any unreasonable prejudice or  
27 disadvantage.

28 EXPLANATION

29 This bill removes an exemption for electric public utilities  
30 having fewer than 10,000 customers from the rate regulation  
31 authority of the Iowa utilities board. Currently, such  
32 utilities are exempt from such authority, along with electric  
33 cooperative corporations and associations, pursuant to the  
34 provisions of Code section 476.1A.

35 Removing this exemption makes electric public utilities

1 having fewer than 10,000 customers subject to, among other  
2 requirements, provisions in Code chapter 476 regarding  
3 establishing and changing rates, electric energy supply and  
4 cost review proceedings conducted by the board, board approval  
5 of energy efficiency programs offered by the utility and  
6 contested case proceedings relating thereto, and annual report  
7 submission to the board and continuing audit of the utility's  
8 operation by the board.