

House Study Bill 165 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON LUNDGREN)

A BILL FOR

1 An Act relating to public utilities that apply for an electric
2 fuel dealer license or an electric fuel user license.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 452A.42, as enacted by 2019 Iowa Acts,
2 chapter 151, section 25, is amended by adding the following new
3 subsection:

4 NEW SUBSECTION. 3A. A public utility, as defined in section
5 476.1, that applies for an electric fuel dealer license or an
6 electric fuel user license shall do so only through a separate,
7 non-rate-regulated affiliate that cannot be cross-subsidized;
8 cannot receive any unfair competitive advantage by any rate,
9 fee, or charge associated with the public utility's regulated
10 service offerings; and cannot use electricity for charging
11 under different fees, terms, rates, charges, and conditions
12 than those offered to other licensed electric fuel dealers or
13 other licensed electric fuel users, pursuant to the public
14 utility's approved tariffs.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with
17 the explanation's substance by the members of the general assembly.

18 In 2019, the general assembly passed legislation relating
19 to an excise tax on electricity used as electric fuel in motor
20 vehicles, including by providing for electric fuel dealer and
21 user licenses. That legislation takes effect July 1, 2023.

22 This bill amends the 2019 legislation to require a public
23 utility that applies for an electric fuel dealer license or
24 an electric fuel user license to make such application only
25 through a separate, non-rate-regulated affiliate that cannot
26 be cross-subsidized; cannot receive any unfair competitive
27 advantage by any rate, fee, or charge associated with the
28 public utility's regulated service offerings; and cannot use
29 electricity for charging under different fees, terms, rates,
30 charges, and conditions than those offered to other licensed
31 electric fuel dealers or other licensed electric fuel users,
32 pursuant to the public utility's approved tariffs.