

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Energy & Utilities
2 Subcommittee

3 Representative Rodrigues offered the following:

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Amendment

Remove lines 231-317 and insert:

(b) The electric utility, as defined in s. 366.02, in
whose service territory the distributed energy generation system
will be installed.

(c) The National Electric Code.

(d) The National Electrical Safety Code.

(e) The Institute of Electrical and Electronics Engineers.

(f) UL.

(g) The Federal Energy Regulatory Commission.

(h) Local regulatory authorities.

Amendment No. 1

16 (2) A buyer or lessee who installs a distributed energy
17 generation system and wishes to receive the benefit of an
18 electric utility's net metering program must comply with the
19 applicable interconnection tariffs and rules of the electric
20 utility and any applicable interconnection rules and standards
21 established by the Florida Public Service Commission.

22 520.23 Disclosures required.—

23 (1) Each agreement between a buyer or lessee and a seller
24 that sells, finances, or leases a distributed energy generation
25 system must be in at least 12-point type and must:

26 (a) Be signed and dated by the person buying, financing,
27 or leasing the distributed energy generation system and the
28 seller.

29 (b) Contain a provision granting the buyer or lessee the
30 right to rescind the agreement for a period of not less than 3
31 business days after the agreement is signed by the buyer or
32 lessee and before the distributed energy generation system is
33 installed.

34 (c) Provide a description of the distributed energy
35 generation system, including the make and model of its major
36 components and the expected amount of energy it will produce
37 based on average weather conditions. In lieu of providing this
38 information, a seller may provide a warranty or guarantee of the
39 energy production output that the distributed energy generation

Amendment No. 1

40 system will provide over the life of the distributed energy
41 generation system.

42 (d) Separately set forth the following items, if
43 applicable:

44 1. The total cost to be paid by the buyer or lessee,
45 including any interest, installation fees, document preparation
46 fees, service fees, or other fees.

47 2. If the distributed energy generation system is being
48 financed or leased, the total number of payments, the payment
49 frequency, the amount of the payment expressed in dollars, the
50 total amount of interest expressed in dollars, and the payment
51 due dates.

52 (e) Disclose and specifically identify all tax credits,
53 including electric utility rate credits, rebates, or state or
54 federal tax incentives for which the buyer or lessee may be
55 eligible and that are used by the seller in calculating the
56 purchase price of the distributed energy generation system. The
57 disclosure must identify any conditions or requirements to
58 obtain such credits, rebates, or tax incentives.

59 (f) Identify any tax obligations that the buyer or lessee
60 may be required to pay in buying, financing, or leasing the
61 distributed energy generation system, including:

62 1. Any taxes that may be assessed against the buyer or
63 lessee.

Amendment No. 1

64 2. Any obligation of the buyer or lessee to transfer tax
65 credits, rebates, or other state or federal tax incentives that
66 may apply to the system to any other person or to the seller.

67 (g) Disclose whether the seller will insure the
68 distributed energy generation system against damage or loss and,
69 if applicable, circumstances under which the seller will not
70 insure the system against damage or loss.

71 (h) Disclose whether the warranty or maintenance
72 obligations of the distributed energy generation system may be
73 sold or transferred to a third party.

74 (i) In each lease agreement, an identification of the
75 party responsible for the balance of the lease payments if the
76 property on which the distributed energy generation system is
77 located is sold or if the lessee dies before the end of the
78 lease agreement.

79 (j) Provide a full and accurate summary of the total costs
80 under the agreement for maintaining and operating the
81 distributed energy generation system over the life of the
82 system, including financing, maintenance, and construction costs
83 related to the system.

84 (k) If the agreement contains an estimate of the buyer's
85 or lessee's future utility charges based on projected utility
86 rates after the installation of a distributed energy generation
87 system:

Amendment No. 1

88 1. Provide an estimate of the buyer's or lessee's
89 estimated utility charges during the same period as impacted by
90 potential utility rate changes ranging from at least a 5-percent
91 annual decrease to at least a 5-percent annual increase from
92 current utility costs. The comparative estimates must be
93 calculated using the same utility rates.

94 2. Specify whether, and the extent to which, the estimate
95 is based upon the buyer's or lessee's participation in a utility
96 net metering program and identify any conditions or requirements
97 for participation in the program.
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