

HB 63C

2010C

1 A bill to be entitled
2 An act relating to renewable energy; amending s. 366.91,
3 F.S.; requiring public utilities to generate a specified
4 percentage of their total energy production from renewable
5 energy sources; defining the term "total energy
6 production"; providing an effective date.

7
8 Be It Enacted by the Legislature of the State of Florida:

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10 Section 1. Subsection (3) of section 366.91, Florida
11 Statutes, is amended to read:

12 366.91 Renewable energy.—

13 (3) Effective ~~On or before~~ January 1, ~~2011~~ 2006, each
14 public utility must generate at least 5 percent of its total
15 energy production exclusively from renewable energy sources. For
16 purposes of this subsection, the term "total energy production"
17 means all energy produced for distribution by a public utility
18 within 1 year. Each public utility must continuously offer a
19 purchase contract to producers of renewable energy. The
20 commission shall establish requirements relating to the purchase
21 of capacity and energy by public utilities from renewable energy
22 producers and may adopt rules to administer this section. The
23 contract shall contain payment provisions for energy and
24 capacity which are based upon the utility's full avoided costs,
25 as defined in s. 366.051; however, capacity payments are not
26 required if, due to the operational characteristics of the
27 renewable energy generator or the anticipated peak and off-peak
28 availability and capacity factor of the utility's avoided unit,

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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29 | the producer is unlikely to provide any capacity value to the
30 | utility or the electric grid during the contract term. Each
31 | contract must provide a contract term of at least 10 years.
32 | Prudent and reasonable costs associated with a renewable energy
33 | contract shall be recovered from the ratepayers of the
34 | contracting utility, without differentiation among customer
35 | classes, through the appropriate cost-recovery clause mechanism
36 | administered by the commission.

37 | Section 2. This act shall take effect upon becoming a law.