

By Senator Altman

24-00670-12

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1                   A bill to be entitled  
2       An act relating to electric energy production;  
3       amending s. 366.02, F.S.; revising the definition of  
4       the term "public utility" to exclude certain renewable  
5       solar energy production facilities for purposes of  
6       specified provisions; amending s. 366.91, F.S.;  
7       revising the definition of the term "net metering" for  
8       purposes of provisions relating to renewable energy;  
9       providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13       Section 1. Subsection (1) of section 366.02, Florida  
14 Statutes, is amended to read:

15       366.02 Definitions.—As used in this chapter:

16       (1) "Public utility" means every person, corporation,  
17 partnership, association, or other legal entity and their  
18 lessees, trustees, or receivers supplying electricity or gas  
19 (natural, manufactured, or similar gaseous substance) to or for  
20 the public within this state; but the term "public utility" does  
21 not include ~~either~~ a cooperative now or hereafter organized and  
22 existing under the Rural Electric Cooperative Law of the state;  
23 a municipality or any agency thereof; an entity that produces  
24 and sells 5 megawatts or less per hour of renewable solar  
25 energy, as defined in s. 377.803(6), to users located on the  
26 property adjacent to or contiguous with the renewable energy  
27 production facility; any dependent or independent special  
28 natural gas district; any natural gas transmission pipeline  
29 company making only sales or transportation delivery of natural

24-00670-12

20121106

30 gas at wholesale and to direct industrial consumers; any entity  
31 selling or arranging for sales of natural gas which neither owns  
32 nor operates natural gas transmission or distribution facilities  
33 within the state; or a person supplying liquefied petroleum gas,  
34 in either liquid or gaseous form, irrespective of the method of  
35 distribution or delivery, or owning or operating facilities  
36 beyond the outlet of a meter through which natural gas is  
37 supplied for compression and delivery into motor vehicle fuel  
38 tanks or other transportation containers, unless such person  
39 also supplies electricity or manufactured or natural gas.

40 Section 2. Paragraph (c) of subsection (2) of section  
41 366.91, Florida Statutes, is amended to read:

42 366.91 Renewable energy.—

43 (2) As used in this section, the term:

44 (c) "Net metering" means a metering and billing methodology  
45 whereby customer-owned renewable generation is allowed to offset  
46 the customer's electricity consumption on site, and the  
47 customer's site includes all of the customer's energy usage  
48 accounts located on contiguous property owned by the same  
49 customer.

50 Section 3. This act shall take effect July 1, 2012.