

By Senator Thompson

12-01407-14

20141392__

Senate Joint Resolution

A joint resolution proposing the creation of Section 28 of Article X of the State Constitution to prohibit cost recovery by an electric utility of a new power plant until the plant begins commercial operation.

Be It Resolved by the Legislature of the State of Florida:

That the following creation of Section 28 of Article X of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE X

MISCELLANEOUS

SECTION 28. Power plant cost recovery.—An electric utility may not recover in its rates the cost of a new power plant until the plant begins commercial operation. For purposes of this section, the term:

(a) "Electric utility" means any municipal electric utility, investor-owned electric utility, or rural electric cooperative that owns, maintains, or operates an electric generation, transmission, or distribution system within the state.

(b) "Cost" includes all capital investments, including rate of return, any applicable taxes, and all expenses, including operation and maintenance expenses, related to or resulting from the siting, licensing, design, or construction of a power plant.

BE IT FURTHER RESOLVED that the following statement be

12-01407-14

20141392__

30 placed on the ballot:

31 CONSTITUTIONAL AMENDMENT

32 ARTICLE X, SECTION 28

33 ELECTRIC UTILITIES; POWER PLANT COST RECOVERY.—Proposing an
34 amendment to the State Constitution to prohibit an electric
35 utility from recovering in its rates the cost of a new power
36 plant until the plant begins commercial operation.