

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WITHDRAWN _____ (Y/N)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: Tourism, Infrastructure &
2 Energy Subcommittee

3 Representative Fernandez-Barquin offered the following:

4
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Paragraph (d) of subsection (1) of section
8 366.8255, Florida Statutes, is amended to read:

9 366.8255 Environmental cost recovery.—

10 (1) As used in this section, the term:

11 (d) "Environmental compliance costs" includes all costs or
12 expenses incurred by an electric utility in complying with
13 environmental laws or regulations, including, but not limited
14 to:

15 1. Inservice capital investments, including the electric
16 utility's last authorized rate of return on equity thereon.

679643 - h1051-strike.docx

Published On: 3/8/2021 6:45:14 PM

Amendment No. 1

- 17 2. Operation and maintenance expenses.
18 3. Fuel procurement costs.
19 4. Purchased power costs.
20 5. Emission allowance costs.
21 6. Direct taxes on environmental equipment.
22 7. Costs or expenses prudently incurred by an electric
23 utility pursuant to an agreement entered into on or after the
24 effective date of this act and prior to October 1, 2002, between
25 the electric utility and the Florida Department of Environmental
26 Protection or the United States Environmental Protection Agency
27 for the exclusive purpose of ensuring compliance with ozone
28 ambient air quality standards by an electrical generating
29 facility owned by the electric utility.
30 8. Costs or expenses prudently incurred for scientific
31 research and geological assessments of carbon capture and
32 storage conducted in this state for the purpose of reducing an
33 electric utility's greenhouse gas emissions when such costs or
34 expenses are incurred in joint research projects with Florida
35 state government agencies and Florida state universities.
36 9. Costs or expenses prudently incurred by an electric
37 utility after July 1, 2021, pursuant to an agreement between the
38 electric utility and a governmental wastewater utility for the
39 exclusive purpose of the electric utility constructing and
40 operating a wastewater reuse system where operation of the
41 system will serve to further compliance with environmental laws

679643 - h1051-strike.docx

Published On: 3/8/2021 6:45:14 PM

Amendment No. 1

42 or regulations that apply to the electric utility and where the
43 system fully or partially satisfies a local government's
44 reclaimed water reuse requirements under s. 403.064 or s.
45 403.086. At least 50 percent of the reclaimed water the system
46 produces must be used in conjunction with the water requirements
47 of an electrical generating facility or facilities owned by the
48 electric utility in order to offset all or part of the electric
49 utility's water use authorized by permit.

50 Section 2. This act shall take effect July 1, 2021.

51
52
53 -----
54 **T I T L E A M E N D M E N T**

55 Remove everything before the enacting clause and insert:

56 A bill to be entitled

57 An act relating to environmental compliance costs;
58 amending s. 366.8255, F.S.; redefining the term
59 "environmental compliance costs" to include costs or
60 expenses prudently incurred by an electric utility in
61 complying with specified reclaimed water reuse
62 requirements; providing an effective date.