

SENATE FILE NO. SF0136

Required public service commission considerations.

Sponsored by: Senator(s) Perkins, Dockstader, Driskill and
Landen and Representative(s) Gray

A BILL

for

1 AN ACT relating to public utilities; requiring the public
2 service commission to consider reliability and cost
3 externalities; and providing for an effective date.

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5 *Be It Enacted by the Legislature of the State of Wyoming:*

6

7 **Section 1.** W.S. 37-2-119 and 37-2-122(a) are amended
8 to read:

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10 **37-2-119. Matters to be considered and determined in**
11 **investigation.**

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13 In conducting any investigation pursuant to the provisions
14 of this act the commission may investigate, consider and
15 determine such matters as the cost or value, or both, of

1 the property and business of any public utility, used and
2 useful for the convenience of the public, and all matters
3 affecting or influencing such cost or value, the operating
4 statistics for any public utility both as to revenues and
5 expenses and as to the physical features of operation in
6 such detail as the commission may deem advisable; the
7 earnings, investment and expenditures of any such
8 corporation as a whole within this state, and as to rates
9 in plants of any water, electrical or gas corporations, the
10 geographical location thereof shall be considered as well
11 as the population of the municipality in which such plant
12 is located. In conducting any investigation pursuant to the
13 provisions of this act the commission shall investigate,
14 consider and determine such matters as reliability of
15 service both within and outside the state of Wyoming and
16 cost externalities incurred by the state of Wyoming,
17 including economic, employment and viewshed impacts.

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19 **37-2-122. Matters considered in fixing rates; order**
20 **changing services or facilities; qualifying facilities**
21 **contracts.**

22

1 (a) In determining what are just and reasonable rates
2 the commission may take into consideration availability ~~or~~
3 ~~reliability~~ of service, depreciation of plant,
4 technological obsolescence of equipment, expense of
5 operation, physical and other values of the plant, system,
6 business and properties of the public utility whose rates
7 are under consideration. The commission shall take into
8 consideration reliability of service both within and
9 outside the state of Wyoming. In determining just and
10 reasonable rates for electricity the commission shall
11 consider common sets of facts developed pursuant to W.S.
12 37-2-114(b)(i) and regional benefits provided by the
13 utility.

14

15 **Section 2.** This act is effective July 1, 2021.

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(END)