

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

SENATE FILE NO. \_\_\_\_\_

Utility rates-allowable expenses.

Sponsored by: (s) Sdraft

A BILL

for

1 AN ACT relating to public utilities; limiting expenses  
2 included in rates incurred as a result of meeting  
3 requirements of other jurisdictions as specified; and  
4 providing for an effective date.

5

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

7

8 **Section 1.** W.S. 37-2-122(a) is amended to read:

9

10 **37-2-122. Matters considered in fixing rates; order**  
11 **changing services or facilities.**

12

13 (a) In determining what are just and reasonable rates  
14 the commission may take into consideration availability or

1 reliability of service, depreciation of plant,  
2 technological obsolescence of equipment, expense of  
3 operation, physical and other values of the plant, system,  
4 business and properties of the public utility whose rates  
5 are under consideration. Any expense of a public utility  
6 for operation or plant which is the result of the utility's  
7 compliance or attempted compliance with any requirement  
8 imposed by a jurisdiction other than the state of Wyoming  
9 or the federal government shall only be included in a rate:

10  
11 (i) If the expense has been incurred to provide  
12 the utility commodity or service to Wyoming customers; and

13  
14 (ii) If the commission finds that the utility  
15 reasonably could have met the needs of its Wyoming  
16 customers at a lower rate, the expense shall be included  
17 only to the extent equal to that necessary to provide the  
18 utility commodity or service at that lower rate.

19  
20 **Section 2.** This act is effective immediately upon  
21 completion of all acts necessary for a bill to become law  
22 as provided by Article 4, Section 8 of the Wyoming  
23 Constitution.

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(END)