

FIRST REGULAR SESSION

SENATE BILL NO. 508

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATORS HOLSMAN AND RIDDLE.

Read 1st time February 25, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

2359S.01I

AN ACT

To amend chapter 8, RSMo, by adding thereto one new section relating to energy conservation.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 8, RSMo, is amended by adding thereto one new
2 section, to be known as section 8.940, to read as follows:

**8.940. 1. There is hereby created in the state treasury the "Office
2 of Administration Energy Conservation Fund", which shall consist of
3 fifteen percent of the total annual cost of saved energy determined
4 under subsection 4 of this section. The state treasurer shall be
5 custodian of the fund. In accordance with sections 30.170 and 30.180,
6 the state treasurer may approve disbursements. The fund shall be a
7 dedicated fund, and shall be used solely for energy conservation,
8 energy efficiency, and cost-effective cogeneration purposes.**

9 **2. Notwithstanding the provisions of section 33.080 to the
10 contrary, any moneys remaining in the fund at the end of the biennium
11 shall not revert to the credit of the general revenue fund.**

12 **3. The state treasurer shall invest moneys in the fund in the
13 same manner as other funds are invested. Any interest and moneys
14 earned on such investments shall be credited to the fund.**

15 **4. The office of administration shall estimate the cost of saved
16 energy for electricity usage using the difference between total
17 electricity cost for baseline year 2008 and the current year to
18 determine kilowatt hours saved, if any, for the current year. The cost
19 of energy saved for the current year shall be determined by calculating
20 the cost per-kilowatt hour of the base year and the current year using
21 total electricity usage divided by total cost to determine cost per-**

22 kilowatt hour. Then, the cost of energy saved for the current year shall
23 depend upon the reduction in cost per kilowatt hour, if any, when
24 comparing the two years. The cost of energy saved per-kilowatt hour
25 multiplied by total energy usage in the current year is the total cost of
26 saved energy for the current year. The office of administration shall
27 estimate the total cost of saved energy for gas consumption using
28 identical formulas based on units of gas consumption such as
29 MMBtu. The total cost of saved energy shall be determined by adding
30 the total cost of saved energy for electricity and gas usage.

31 5. If there is no total cost of saved energy during a year, then
32 there shall be no requirement to deposit moneys into the fund under
33 this section.

34 6. The office of administration shall promulgate rules to
35 implement the provisions of this section. Any rule or portion of a rule,
36 as that term is defined in section 536.010, that is created under the
37 authority delegated in this section shall become effective only if it
38 complies with and is subject to all of the provisions of chapter 536 and,
39 if applicable, section 536.028. This section and chapter 536 are
40 nonseverable and if any of the powers vested with the general assembly
41 under chapter 536 to review, to delay the effective date, or to
42 disapprove and annul a rule are subsequently held unconstitutional,
43 then the grant of rulemaking authority and any rule proposed or
44 adopted after August 28, 2015, shall be invalid and void.

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