

FIRST REGULAR SESSION

# SENATE BILL NO. 215

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR EMERY.

Pre-filed December 20, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

0511S.011

## AN ACT

To amend chapter 393, RSMo, by adding thereto one new section relating to ratemaking for public utilities.

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

Section A. Chapter 393, RSMo, is amended by adding thereto one new section, to be known as section 393.1410, to read as follows:

**393.1410. 1. The provisions of section 386.020 defining words, phrases, and terms, shall apply to and determine the meaning of all such words, phrases, or terms as used in this section.**

**2. It shall be the policy of the state of Missouri for the commission to support expenditures by electrical corporations that maintain or improve the reliability, safety, security, or automation of electric infrastructure, including through the use of the latest technologies to meet the needs and expectations of customers. It shall also be the policy of the state of Missouri for the commission to approve rates designed to allow electrical corporations to recover their full cost of service and provide a reasonable opportunity to earn a fair return.**

**3. The commission may utilize rate adjustment mechanisms not otherwise specifically authorized by statute including, but not limited to, mechanisms to promote modernization and replacement of an electrical corporation's infrastructure. The commission may also use partially forecasted test years, true-ups of revenue requirement components, tracking mechanisms, grid modernization incentive mechanisms, interim rates, performance-based rate decoupling, or decisional pre-approval with post construction review of construction projects.**

**4. The public service commission is authorized to promulgate**

22 rules to implement the provisions of this section. Any rule or portion  
23 of a rule, as that term is defined in section 536.010 that is created under  
24 the authority delegated in this section shall become effective only if it  
25 complies with and is subject to all of the provisions of chapter 536, and,  
26 if applicable, section 536.028. This section and chapter 536 are  
27 nonseverable and if any of the powers vested with the general assembly  
28 pursuant to chapter 536, to review, to delay the effective date, or to  
29 disapprove and annul a rule are subsequently held unconstitutional,  
30 then the grant of rulemaking authority and any rule proposed or  
31 adopted after August 28, 2017, shall be invalid and void.

Unofficial ✓

Bill

Copy