HOUSE BILL NO.

Public utilities—net power cost sharing ratio.

Sponsored by: Joint Corporations, Elections & Political Subdivisions Interim Committee

A BILL

for

AN ACT relating to public utilities; specifying the maximum amount of increases in electric costs occurring between rate cases that are the responsibility of customers; and providing for an effective date.

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

Section 1. W.S. 37-2-121 is amended to read:

37-2-121. When rate to be changed by commission; nontraditional rate making.
If upon hearing and investigation, any rate shall be found by the commission to be inadequate or unremunerative, or to be unjust, or unreasonable, or unjustly discriminatory, or unduly preferential or otherwise in any respect in violation of any provision of this act, the commission, within the time periods provided under W.S. 37-3-106(c) may fix and order substituted therefor a rate as it shall determine to be just and reasonable, and in compliance with the provisions of this act. The rate so ascertained, determined and fixed by the commission shall be charged, enforced, collected and observed by the public utility for the period of time fixed by the commission. The rates may contain provisions for incentives for improvement of the public utility's performance or efficiency, lowering of operating costs, control of expenses or improvement and upgrading or modernization of its services or facilities. Any public utility may apply to the commission for its consent to use innovative, incentive or nontraditional rate making methods. In conducting any investigation and holding any hearing in response thereto, the commission may consider and approve proposals which include any rate, service regulation, rate setting concept, economic development rate, service concept, nondiscriminatory
revenue sharing or profit-sharing form of regulation and policy, including policies for the encouragement of the development of public utility infrastructure, services, facilities or plant within the state, which can be shown by substantial evidence to support and be consistent with the public interest. If the commission approves any form of cost-tracking mechanism for a public utility to recover changes in electric supply costs between rate cases, the mechanism shall provide for a sharing of those costs where customers are responsible for not more than seventy percent (70%) of any cost increases and the public utility is responsible for not less than thirty percent (30%) of any cost increases.

Section 2. This act is effective July 1, 2024.

(END)