

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO.

Third party electrical generation.

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

A BILL

for

1 AN ACT relating to public utilities; specifying that
2 certain electricity producers shall not be considered
3 public utilities; and providing for an effective date.

4

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

6

7 **Section 1.** W.S. 37-1-101(a)(vi)(H) by creating a new
8 subdivision (XI) is amended to read:

9

10 **37-1-101. Definitions.**

11

1 (a) As used in chapters 1, 2, 3, 12, 17 and 18 of
2 this title:

3

4 (vi) "Public utility" means and includes every
5 person that owns, operates, leases, controls or has power
6 to operate, lease or control:

7

8 (H) None of the provisions of this chapter
9 shall apply to:

10

11 (XI) The generation, transmission or
12 distribution of electricity by a producer that is not
13 otherwise a public utility if the producer sells the
14 electricity to not more than five (5) retail customers and
15 does not use any public utility facilities.

16

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

18

19 (END)