

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2767S.01I
 Bill No.: SB 709
 Subject: Utilities; Public Service Commission; General Assembly; Governor and
 Lieutenant Governor; Energy
 Type: Original
 Date: April 14, 2023

Bill Summary: Creates provisions relating to the closure of electric power plants.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
Public Service Commission Fund*	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
Total Estimated Net Effect on <u>Other</u> State Funds	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

*Depending on the number of existing 100 megawatt electric generating power plants in Missouri that intend to close, and the level of involvement of the Public Service Commission, the PSC assumes this could include ‘substantial’ work on their part. Oversight assumes the additional cost (if any) would not reach the \$250,000 threshold.

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
Total Estimated Net Effect on FTE	0	0	0

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Section 393.401 – Electric Power Plants

Officials from the **Department of Commerce and Insurance – Public Service Commission (PSC)** state that the legislation does not describe what is supposed to be done with the certification requirement given to the PSC, General Assembly, and the Governor. If the PSC is to just receive certifications, then the work can be done within current FTE levels. However, if the PSC is to review and/or approve the certifications, that will require additional, substantial work.

Also, if the certification referenced in the bill requires a formal review, even if abbreviated, to determine the new generation supplants the old capacity amounts (as specified), there would be new cases before the PSC, but the number of cases is not known. It is uncertain how many electric generating power plants of over 100MWs are facing closure next, or how many cases for replacing capacity (solar, wind, other contracts) come through to replace electric generating power plant closures. Therefore, the fiscal impact to PSC is undeterminable at this time.

Oversight does not have any information to the contrary. Since it is uncertain what the requirements are for the PSC, Oversight will reflect the potential cost as \$0 or an unknown cost to the Public Service Commission Fund.

Officials from the **Hancock Street Light District** assume the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this District.

<u>FISCAL IMPACT – State Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
PUBLIC SERVICE COMMISSION FUND			
<u>Cost – DCI-PSC §393.401</u>			
Potential certification review/approval	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>
ESTIMATED NET EFFECT TO THE PUBLIC SERVICE COMMISSION FUND	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

This act provides that prior to the closure of an existing electric generating power plant, as defined in the act, an electric utility company, registered and doing business in Missouri, shall first certify that such electric utility company has secured and placed on the electric grid an equal or greater amount of reliable electric generation, as defined in the act. Adequate electric transmission lines shall be in place and the new reliable electric generation shall be fully operational.

The new reliable electric generation shall be equal to or greater than the full nameplate capacity of the existing electric generating power plant and shall be certified as an equal or greater amount of reliable electric generation by the Missouri Public Service Commission and the regional reliability organization in which the electric utility operates.

Such reliable electric generation may be constructed outside the state if it is connected to the utilities regional electric grid. The electric utility may use purchase power agreements to meet all or part of its reliable electric generation requirements as described in the act.

On or before the official date of the existing electric generating power plant closure, the electric utility company shall provide certification to the Public Service Commission, the General Assembly, and the Governor that it has met the requirements of this section.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

L.R. No. 2767S.011

Bill No. SB 709

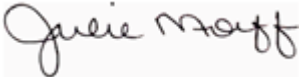
Page 5 of 5

April 14, 2023

SOURCES OF INFORMATION

Department of Commerce and Insurance


Hancock Street Light District



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April 14, 2023



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April 14, 2023