

FIRST REGULAR SESSION

HOUSE BILL NO. 203

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE CURTMAN.

0848L.011

D. ADAM CRUMBLISS, Chief Clerk

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 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 of Administration Energy Conservation Fund", which shall consist of fifteen percent of the total annual cost of saved energy determined under subsection 4 of this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund, and shall be used solely for energy conservation, energy efficiency, and cost-effective cogeneration purposes.

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

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

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

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

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

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

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

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