

**HOUSE BILL NO. 28**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVE RAMRAS**

**Introduced: 1/16/07**

**Referred: Labor and Commerce, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act requiring retail suppliers of electricity to disclose sources of electricity to**  
2 **consumers."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 \* **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section  
5 to read:

6 FINDINGS AND PURPOSE. (a) The legislature finds that there is a need for reliable,  
7 accurate, and timely information regarding fuel sources for electric generation offered for  
8 retail sale in the state.

9 (b) The purpose of this Act is to establish a program under which entities offering  
10 electrical services in the state disclose reliable, accurate, and easily understandable  
11 information on the sources of energy that are used to provide electrical services.

12 \* **Sec. 2.** AS 42.05.254(i)(2) is amended to read:

13 (2) "exempt utility" means a public utility that is certificated by the  
14 commission under AS 42.05.221 - 42.05.281 but, in accordance with AS 42.05.711, is

1 exempt from other regulatory requirements of this chapter, **except for the**  
 2 **requirements in AS 42.05.695;**

3 \* **Sec. 3.** AS 42.05 is amended by adding a new section to read:

4 **Sec. 42.05.695. Electrical generation sources disclosure.** (a) A retail supplier  
 5 that makes an offering to sell electricity that is consumed in the state shall annually  
 6 disclose the sources of the electricity to potential end-use consumers. The time and  
 7 manner for disclosure by retail suppliers shall be established by regulation by the  
 8 Regulatory Commission of Alaska.

9 (b) The cost of making the disclosures required by this section shall be  
 10 considered to be generation-related.

11 \* **Sec. 4.** AS 42.05.711(b) is amended to read:

12 (b) Except as otherwise provided in this subsection and in (o) of this section,  
 13 public utilities owned and operated by a political subdivision of the state, or electric  
 14 operating entities established as the instrumentality of two or more public utilities  
 15 owned and operated by political subdivisions of the state, are exempt from this  
 16 chapter, other than AS 42.05.221 - 42.05.281, **42.05.385, and 42.05.695** [AND  
 17 42.05.385]. However,

18 (1) the governing body of a political subdivision may elect to be  
 19 subject to this chapter; and

20 (2) a utility or electric operating entity that is owned and operated by a  
 21 political subdivision and that directly competes with another utility or electric  
 22 operating entity is subject to this chapter and any other utility or electric operating  
 23 entity owned and operated by the political subdivision is also subject to this chapter;  
 24 this paragraph does not apply to a utility or electric operating entity owned and  
 25 operated by a political subdivision that competes with a telecommunications utility.

26 \* **Sec. 5.** AS 42.05.711(e) is amended to read:

27 (e) Notwithstanding any other provisions of this chapter **other than**  
 28 **AS 42.05.695,** any electric or telephone utility that does not gross \$50,000 annually is  
 29 exempt from regulation under this chapter unless the subscribers petition the  
 30 commission for regulation under AS 42.05.712(h).

31 \* **Sec. 6.** AS 42.05.711(f) is amended to read:

1           (f) Notwithstanding any other provisions of this chapter, an electric or  
2 telephone utility that does not gross \$500,000 annually may elect to be exempt from  
3 the provisions of this chapter other than AS 42.05.221 - 42.05.281 **and 42.05.695**  
4 under the procedure described in AS 42.05.712.

5 \* **Sec. 7.** AS 42.05.711(h) is amended to read:

6           (h) A cooperative organized under AS 10.25 may elect to be exempt from the  
7 provisions of this chapter, other than AS 42.05.221 - 42.05.281 **and 42.05.695**, under  
8 the procedure described in AS 42.05.712.