



# LAWS OF ALASKA

2021

**Source**  
SB 69 am

**Chapter No.**  
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## AN ACT

Extending an exemption from regulation as a public utility for plants and facilities generating electricity entirely from renewable energy resources; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1



AN ACT

1 Extending an exemption from regulation as a public utility for plants and facilities generating  
2 electricity entirely from renewable energy resources; and providing for an effective date.

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4 \* **Section 1.** AS 42.05.711(r) is amended to read:

5 (r) A plant or facility that generates electricity entirely from renewable energy  
6 resources is exempt from regulation under this chapter, **other than applicable**  
7 **regulation under AS 42.05.760 - 42.05.790**, if

8 (1) the plant or facility

9 (A) is first placed into commercial operation on or after  
10 August 31, 2010, and before July 1, **2028** [2021]; and

11 (B) does not generate more than 65 megawatts of electricity;

12 (2) the electricity generated by the plant or facility is sold only to one  
13 or more electric utilities that are regulated by the commission; and

1                                   (3) the person that constructs, owns, acquires, or operates the plant or  
2 facility has not received from the state

3                                   (A) a grant that was used to generate the electricity from the  
4 renewable energy resources; or

5                                   (B) a tax credit related to the generation of electricity from the  
6 renewable energy resources.

7    \* **Sec. 2.** This Act takes effect July 1, 2021.