

# SENATE BILL No. 1041

January 22, 2008, Introduced by Senators RICHARDVILLE, BIRKHOLZ, PAPPAGEORGE, KAHN, BISHOP, SANBORN, ANDERSON, BASHAM, ALLEN, HARDIMAN, SWITALSKI, JANSEN and KUIPERS and referred to the Committee on Energy Policy and Public Utilities.

A bill to amend 1939 PA 3, entitled

"An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,"

(MCL 460.1 to 460.10cc) by adding section 10dd.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 10DD. (1) AFTER NOTICE AND HEARING, THE COMMISSION SHALL  
2        ISSUE ORDERS REQUIRING ALL ELECTRIC SUPPLIERS IN THIS STATE TO  
3        OFFER GREEN ENERGY PROGRAMS TO THEIR CUSTOMERS.

4        (2) AN ELECTRIC SUPPLIER SHALL INCLUDE ON EACH CUSTOMER'S BILL  
5        THE PRICE DIFFERENTIAL FOR EACH KILOWATT HOUR OF ELECTRICITY  
6        PURCHASED FROM THE GREEN ENERGY PROGRAM COMPARED TO THE PURCHASE OF  
7        NONRENEWABLE ELECTRICITY. AN ELECTRIC SUPPLIER SHALL INFORM EACH  
8        CUSTOMER ON THEIR BILL THAT AN INCOME TAX CREDIT IS AVAILABLE FOR  
9        THE PURCHASE OF GREEN ENERGY AS PROVIDED IN SECTION 253 OF THE  
10       INCOME TAX ACT OF 1967, 1967 PA 281, MCL 206.253.

11       (3) AS USED IN THIS SECTION:

12       (A) "GREEN ENERGY PROGRAMS" MEANS PROGRAMS THAT ALLOW  
13       CUSTOMERS TO PURCHASE ELECTRICITY GENERATED FROM RENEWABLE ENERGY  
14       SOURCES.

15       (B) "RENEWABLE ENERGY SOURCES" MEANS ANY OF THE FOLLOWING:

16       (i) BIOMASS.

17       (ii) GEOTHERMAL.

18       (iii) SOLAR.

19       (iv) WIND.

20       (v) HYDROELECTRIC, EXCEPT FOR PUMP STORAGE SYSTEMS.

21       (vi) GAS CAPTURED FROM THE DECOMPOSITION OF WASTE.