

HOUSE BILL NO. 4464

April 25, 2023, Introduced by Reps. Hood, Byrnes, Hope, Brabec, Wegela, Dievendorf, Steckloff, Breen, Tsernoglou, Rheingans, Paiz, Wilson, Young, Glanville, Brenda Carter, MacDonell, Conlin, Coffia, Stone, Arbit, McKinney, Hill, Morgan, Brixie, Churches, Edwards, Price, Rogers, Farhat and Aiyash and referred to the Committee on Energy, Communications, and Technology.

A bill to amend 2008 PA 295, entitled
"Clean and renewable energy and energy waste reduction act,"
(MCL 460.1001 to 460.1211) by adding sections 235 and 237.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 235. (1) The commission shall expedite review and**
2 **approval of a community solar program that will maximize this**
3 **state's participation in the Inflation Reduction Act of 2022,**
4 **Public Law 117-169. By 1 year after the effective date of the**
5 **amendatory act that added this section, the commission shall**

1 promulgate rules to do all of the following:

2 (a) Allow for the creation and financing of community solar
3 facilities and for subscribers to receive bill credits.

4 (b) Ensure that all customer classes have opportunities to
5 participate as subscribers to a community solar facility.

6 (c) Require that not less than 30% of the electricity produced
7 by each community solar facility be reserved for low-income
8 households and low-income service organizations.

9 (d) Prohibit an electric provider from removing a customer
10 from the customer's applicable customer class because the customer
11 subscribes to a community solar facility.

12 (e) Provide for the transferability and portability of
13 subscriptions, including a subscriber's retention of a subscription
14 to a community solar facility if the subscriber moves within the
15 same electric provider's service territory.

16 (f) Provide for consumer protection in compliance with
17 existing laws.

18 (g) Allow an electric provider to recover costs of
19 administering bill credits.

20 (h) Modify existing interconnection standards, fees, and
21 processes as needed to do both of the following:

22 (i) Facilitate the efficient and cost-effective interconnection
23 of community solar facilities.

24 (ii) Allow an electric provider to recover reasonable
25 interconnection costs for each community solar facility.

26 (i) Require that electric providers efficiently connect
27 community solar facilities to the electrical distribution grid and
28 not discriminate against community solar facilities.

29 (j) Ensure that prospective subscriber organizations have

1 received interconnection agreements, have legal control of their
2 sites, and have received all necessary nonministerial permits
3 before applying for the program under this part.

4 (k) Otherwise implement this part.

5 (2) By 1 year after the effective date of the amendatory act
6 that added this section, the commission shall establish applicable
7 bill credit rates that meet both of the following requirements:

8 (a) Result in access to subscriptions for all customer
9 classes.

10 (b) Are derived from the electric provider's total aggregate
11 retail rate on a per-customer-class basis. In establishing
12 applicable bill credit rates, the commission may consider proposed
13 rules and proposed fees and charges.

14 Sec. 237. A subscriber organization is not considered to be an
15 electric provider as a result of its ownership or operation of a
16 community solar facility.

17 Enacting section 1. This amendatory act does not take effect
18 unless Senate Bill No. 153 or House Bill No. ____ (request no.
19 00113'23 *) of the 102nd Legislature is enacted into law.