

**ENERGY POLICY**

<b>H SECTION</b>	<b>CONCEPT</b>	<b>CITATION</b>	<b>DESCRIPTION</b>	<b>FEEDBACK</b>	<b>S SECTION</b>
<b>ENERGY RESOURCES: HB 1645 (Payne)</b>					
Section 1	Natural Gas Facility Preemption	s. 163.3210, F.S.	Needs to be updated to clarify that it does not legalize carbon capture. As drafted, the language would allow for a preemption of carbon capture byway of creative drafting/ and the use of the terms “holding” and “securing”	Clarify it does not allow for geologic storage and expressly preempts it to the contrary?	Section 1
Section 2	State Agency Energy Purchasing	s. 286.29, F.S.	Requires the Florida Turnpike to include both alternative vehicle fuels and “repowering stations” to include LNG, CNG, Hydrogen and although inferred but clearly intended electric vehicle charging.	Is there a federal or association-based reference source to determine compliance?  Perhaps US-based manufacturing preference in lieu of current language?	Section 2
Section 3	Gas Stoves @ CDDs	s. 366.032, F.S.	Prohibits CDDs from instituting bans on gas stoves.	No changes.	Section 5
Section 4	EV Charging Commercial Rate Bans	s. 366.04, F.S.	Prospectively prohibits rate cases related to direct-to-consumer charging stations outside residential settings.	Remove. Separate policy discussion that should be unrelated to energy bill.	N/A
Section 5	EV Charging Residential Rates	s. 366.94, F.S.	Codifies allowable rate mechanisms for EV home charging if the cost model is not recovered by all ratepayers	Remove. Separate policy discussion that should be unrelated to energy bill.	Section 8
Section 6	Utility Relocation Rate Mechanisms	s. 366.99, F.S.	Creates a mid-cycle rate mechanism to recover cost for relocating natural gas facility infrastructure.	Modify to reflect that any rate mid-cycle mechanism cannot be double recovered in a subsequent rate case.  <b>OR</b>  Remove and direct FDOT to coordinate with utilities and contractors for solution in subsequent session.	Section 9
Section 7	Energy Office Statewide Policy	s. 377.601, F.S.	Maintains the Energy Office within DACS and amends the role of the office. However, it does not state that the state’s policy is not intended to support the Paris Agreement, ESG considerations, forced climate transition, etc.	Regardless of location of energy office, the state’s energy policy should be reflected in statute, especially given that “net-zero” 100% renewable goals remain on the books.	Section 10
Sections 8-13	Repeal of Green Gov’t Programs	Chapter 377, F.S.	Repeal of Green Government Programs authorized by Governor Charlie Crist.	No changes.	Sections 11-16
Section 14	Natural Gas Siting	s. 403.9405, F.S.	Extends exemptions from Siting board for all natural gas facilities from 15 miles to 100 miles.	No changes.	Section 17

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Section 15	Gas Stoves @ HOAs	s. 720.3075, F.S.	Prohibits CDDs from instituting bans on gas stoves.	No changes.	Section 19
Section 16	Grid Study	Chapter Law	Directs the PSC to complete a study on the security of the and resiliency of the state’s electric grid and natural gas facilities against physical and cyber threats. Study to be completed by January 1, 2025.	Given the scope of the study, additional time may be warranted. Recommend including DEM.	Section 20
Section 17	Nuclear	Chapter Law	Directs the PSC to complete a study on the feasibility of advanced and small cell nuclear power.	Given the scope of the study, additional time may be warranted. Recommend including DEM and DEP.	Section 21
Section 18	Hydrogen Fuel	Chapter Law	Directs FDOT & DACS to complete study on development of hydrogen fueling infrastructure.	Replace Language. Create statutory requirement for state-level planning and supply-chain management practices to prevent fuel shortages, emphasizing emergency response capabilities and hurricane evacuations.	Section 22

**COLLINS ADDITIONAL CONCEPTS**

N/A	Transfer of Permitting Rights	s. 337.25, F.S.	Prohibits FDOT from transferring permitting rights without explicit legislative authority.	Remove.	Section 3
N/A	Targeted Storm Reserve Rate Mechanisms	s. 366.04, F.S.	Forces the PSC to approve targeted storm reserves for all public utilities, forcing an increase in base rates to all Florida utility customers on January 1, 2025.	Remove.	Section 6
N/A	RNG Rate Mechanisms	s. 366.075, F.S.	Allows for the recovery of rate to develop RNG.	Good. Remove use of term RNG while maintaining the statutory cross reference.	Section 7
N/A	Low-Income Home Energy Assistance Programs	s. 409.508, F.S.	Updates provisions related to the LIHEAP program.	Department of Commerce has provided edits that need to be incorporated.	Section 18
N/A	Cross Reference	s. 220.193, F.S.	Renewable cross reference.	Unclear of intent.	Section 23

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<b>MISSING PROVISIONS</b>					
N/A	Power Plant Closures	New Section	Prevents nonpecuniary closures of power plants to effectuate the goals of EPA rules discriminating against natural gas and coal fired plants.	Revisit exclusion of item.	N/A
N/A	Prohibition on use of nonpecuniary factors in rate setting	s. 366.041, F.S.	N/A	Prevent IOUs, cooperatives, and municipal utilities from considering social, political, and ideological interests, including any interest, initiative, or action to support the meeting of any disclosure framework of target for emissions standards related to implementing/advancing the goals of the Paris Agreement, in rate filings.	N/A
N/A	Mutual Aid Agreements for Cooperatives and Municipal Utilities	s. 366.042, F.S.	N/A	Requires electric cooperatives and municipal electric utilities to maintain a mutual aid agreement for the purpose of restoring power following a natural disaster in order to receive state financial assistance for restoration.	N/A
N/A	Cooperatives and Municipal Utilities Storm Hardening	s. 366.042, F.S.	N/A	Codifies existing PSC rules that require electric cooperatives and municipal electric utilities to regularly report on their storm hardening activities.	N/A
<b>WIND ENERGY: HB 1493 (Payne) /SB 1718 (Collins)</b>					
Section 1	Wind Energy Facility Siting	s. 377.708, F.S.	Prohibits wind energy facilities that have a rated capacity of at least 1 MW.	Remove 1MW Carve Out to fully prohibit any wind energy technology in this state.	
Section 1	Wind Energy Facility Siting	s. 377.708, F.S.	Requires DEP to promulgate rules.	As the prohibition is self-implementing, no rulemaking is necessary and will serve as an avenue for challenges.	
Section 1	Wind Energy Facility Siting	s. 377.708, F.S.	As drafted, the bill focuses on preventing generation, but needs to be strengthened to fully prohibit wind turbines as a whole or the risks to property values, debris, military assets and environment persist.	Retitle the section "Prohibition on Wind Energy Facilities and Wind Turbines."  Include a definition of wind turbines, such as: A device that converts kinetic wind energy into rotational energy that drives an electrical generator consisting of a tower, nacelle body, and a rotor with two or more blades. This term does not include devices to measure wind speeds and direction.	