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# **Energy & Utilities Subcommittee**

**Thursday, January 12, 2012  
Webster Hall  
9:00 AM – 10:30 AM**

# **ACTION PACKET**

**Dean Cannon  
Speaker**

**Scott Plakon  
Chair**

# Committee Meeting Notice

## HOUSE OF REPRESENTATIVES

### Energy & Utilities Subcommittee

**Start Date and Time:** Thursday, January 12, 2012 09:00 am

**End Date and Time:** Thursday, January 12, 2012 10:30 am

**Location:** Webster Hall (212 Knott)

**Duration:** 1.50 hrs

**Consideration of the following bill(s):**

PCS for HB 133 -- Assessment of Residential and Nonhomestead Real Property  
HB 801 Emergency 911 Service by Steube

Presentation from Florida Agriculture Commissioner Adam Putnam regarding Florida's Energy Future

**NOTICE FINALIZED on 01/10/2012 16:20 by Sims-Davis.Linda**

# COMMITTEE MEETING REPORT

## Energy & Utilities Subcommittee

1/12/2012 9:00:00AM

**Location:** Webster Hall (212 Knott)

### Summary:

#### Energy & Utilities Subcommittee

Thursday January 12, 2012 09:00 am

HB 801 Favorable

Yeas: 13 Nays: 0

PCS for HB 133 Favorable

Yeas: 15 Nays: 0

Committee meeting was reported out: Thursday, January 12, 2012 12:00:42PM

# COMMITTEE MEETING REPORT

## Energy & Utilities Subcommittee

1/12/2012 9:00:00AM

**Location:** Webster Hall (212 Knott)

### Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Scott Plakon (Chair)	X		
Ben Albritton	X		
Lori Berman	X		
Jeff Clemens	X		
Janet Cruz	X		
Daniel Davis	X		
Shawn Harrison	X		
Clay Ingram	X		
George Moraitis, Jr.	X		
Peter Nehr	X		
Kathleen Passidomo	X		
Elizabeth Porter	X		
Michelle Rehwinkel Vasilinda	X		
W. Gregory Steube	X		
Alan Williams	X		
<b>Totals:</b>	<b>15</b>	<b>0</b>	<b>0</b>

Committee meeting was reported out: Thursday, January 12, 2012 12:00:42PM

# COMMITTEE MEETING REPORT

## Energy & Utilities Subcommittee

1/12/2012 9:00:00AM

**Location:** Webster Hall (212 Knott)

**HB 801 : Emergency 911 Service**

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Ben Albritton	X				
Lori Berman				X	
Jeff Clemens	X				
Janet Cruz				X	
Daniel Davis	X				
Shawn Harrison	X				
Clay Ingram	X				
George Moraitis, Jr.	X				
Peter Nehr	X				
Kathleen Passidomo	X				
Elizabeth Porter	X				
Michelle Rehwinkel Vasilinda	X				
W. Gregory Steube	X				
Alan Williams	X				
Scott Plakon (Chair)	X				
<b>Total Yeas: 13</b>		<b>Total Nays: 0</b>			

### Appearances:

911/E911

Charles Dudley (Lobbyist) - Waive In Support  
Florida Cable Telecommunications Association, Inc  
246 E 6th Ave  
Tallahassee FL 32303  
Phone: (850)681-0024

911/E911

Brian Musselwhite (Lobbyist) - Waive In Support  
Comcast  
300 W Pensacola St  
Tallahassee FL 32301  
Phone: 850-201-9458

911/E911

Paula Mateo - Waive In Support  
AT&T  
150 South Monroe Street, Suite 400  
Tallahassee Florida 323  
Phone: 850-577-5502

911/E911

Jim Smith (Lobbyist) - Waive In Support  
Centurt Link  
315 South Calhoun  
Tallahassee Florida 32302  
Phone: 850-212-5901

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# COMMITTEE MEETING REPORT

## Energy & Utilities Subcommittee

1/12/2012 9:00:00AM

**Location:** Webster Hall (212 Knott)

**HB 801 : Emergency 911 Service (continued)**

**Appearances: (continued)**

911/E911

Woodrow Simmons (Lobbyist) - Waive In Support

Verizon

PO Box 110 MC: FLTC0840

Tampa FL 33601

Phone: (850)222-6304

Committee meeting was reported out: Thursday, January 12, 2012 12:00:42PM

# COMMITTEE MEETING REPORT

## Energy & Utilities Subcommittee

1/12/2012 9:00:00AM

**Location:** Webster Hall (212 Knott)

### PCS for HB 133 : Assessment of Residential and Nonhomestead Real Property

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Ben Albritton	X				
Lori Berman	X				
Jeff Clemens	X				
Janet Cruz	X				
Daniel Davis	X				
Shawn Harrison	X				
Clay Ingram	X				
George Moraitis, Jr.	X				
Peter Nehr	X				
Kathleen Passidomo	X				
Elizabeth Porter	X				
Michelle Rehwinkel Vasillinda	X				
W. Gregory Steube	X				
Alan Williams	X				
Scott Plakon (Chair)	X				
<b>Total Yeas: 15</b>		<b>Total Nays: 0</b>			

#### Appearances:

##### Assessment of Residential and Nonhomestead Real Property

Kari Hebrank (Lobbyist) - Waive In Support  
Florida Building Material Association  
7711 Deepwoods Trail  
Tallahassee Florida 32317  
Phone: 850-566-7824

##### Assessment of Residential and Nonhomestead Real Property

Martha Cleaver (Lobbyist) - Waive In Support  
Florida Association of Property Appraisers, Inc  
PO Box 11275  
Tallahassee FL 32302-1275  
Phone: 850-681-2770

##### Assessment of Residential and Nonhomestead Real Property

Richard Pinsky, (Lobbyist) - Waive In Support  
Florida Alliance for Renewable Energy  
4556 Concordia Ln  
Boynton Beach FL 33436  
Phone: 561-202-0990

##### Assessment of Residential and Nonhomestead Real Property

Bruce Kershner (Lobbyist) - Waive In Support  
Florida Solar Energy Industries Association  
231 W Bay Ave  
Longwood FL 32750-4125  
Phone: 407-830-1882

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**Department of Agriculture and Consumer Services**  
**Energy Policy Recommendations for the Legislature's Consideration**  
**January 12, 2012**

***Infrastructure Investment:***

**Proposal 1** — Reinststate the following sales tax incentives at the recommended caps and clearly define eligible cost. Reinstatement of these tax incentives will promote the development of renewable energy infrastructure which would give Florida an advantage over other states when investors are looking to build plants.

- Renewable Energy Technologies Sales Tax Exemption- \$1 million per year;
- Renewable Energy Technologies Investment Tax Credit - Increase current cap of \$6.5 million to \$10 million per year; and
- Renewable Energy Production Tax Credit - Remains the same at \$0.01 for each kilowatt-hour of energy produced and sold with a cap of \$5 million per year.

In order to avoid misinterpretations of which entities are eligible for tax credits, clarify that an “electric utility” refers to those utilities that sell electricity on a retail basis.

***Reporting Requirements:***

**Proposal 2** — Require the Department of Agriculture and Consumer Services (DACS) to develop a comprehensive statewide forest inventory analysis identifying where available biomass is located and ensuring forest sustainability.

**Proposal 3** — Require the utilities, who file 10-year site plans with the Public Service Commission (PSC), to report the amount of renewable energy resources produced, purchased and proposed in Florida over the 10 year planning horizon and how it will impact present and future capacity and energy needs.

***Power Plant (over 75 MW) Need Determination Process:***

**Proposal 4** —Require the PSC to take into account the need to diversify Florida's energy generation fuel supply during a Need Determination proceeding. By placing value on fuel diversity, opportunities for alternative sources of energy improve, strengthening Florida's energy security.

***Public Interest Determination for Renewable Energy Projects:***

**Proposal 5** — Require the PSC to establish criteria for evaluating proposed renewable energy facilities or negotiated renewable energy power purchase agreements and establish reporting criteria. The requirement would create a consistent framework by which the PSC would evaluate renewable proposals and determine whether they are in the public interest, establish what information utilities must provide, and what criteria renewable projects will be evaluated against. Given this new framework, remove the current law that requires the PSC to adopt rules for a renewable portfolio standard.

Based on the criteria established in Proposal 5, require the PSC to set an investor-owned utility limit of 1 percent or 75 MW, whichever is less, of its overall generation capacity portfolio in any one year of approved renewable energy investments where those investment costs are above the



least cost alternative. Placing a cap on the overall effect on the utilities' generation portfolio will avoid unreasonable rate impacts on customers.

**Proposal 6** — Allow a utility to invest in a PSC approved financing project with renewable energy facilities in Florida. Currently this type of utility financing project is allowed with government solid waste facilities, but not with private renewable energy facilities. A joint utility and private renewable energy financing project would allow the utility to recover its expenses and a reasonable profit. This would promote investment by utilities in renewable energy facilities, when such a contract is determined by the PSC to be in the public interest.

***Energy Efficiency:***

**Proposal 7** — Require all buildings in the state building fleet, 5,000 square feet or more of conditioned space, to report their energy consumption, and requires the Department of Management Services to go to rule making in coordination with DACS to establish standard and uniform benchmarking and reporting requirements. Currently this reporting is not standardized across state agencies making the reporting incomplete and inaccurate.

**Proposal 8** — The Legislature should direct DACS's Office of Energy in coordination with the Florida Energy Systems Consortium to evaluate methods to promote energy conservation and efficiency. Further, it should provide the consumer clear guidance on energy efficiency savings. The report should be completed by March 1, 2013, and presented to the Governor and the legislature. Also, the legislature should require the PSC to evaluate how the Florida Energy Efficiency and Conservation Act (FEECA) statutes provide conservation and efficiency programs that are in the public interest and without undue burden on the customer.

***Removing Barriers to Future Investments:***

**Proposal 9** — Clarify that electric vehicle charging stations are a service to the public and not the retail sale of electricity. This ensures that government entities or businesses installing and providing this service are not subject to the undue burden of regulatory fees that may be instituted by the PSC if they were to be considered retailers of electricity.

- Would direct the Florida Building Commission in coordination with DACS and the PSC to adopt rules to standardize the building and electric codes, permitting, and installation of the charging stations.
- Also would direct DACS to adopt rules to address definitions, method of sale, labeling requirements and price posting requirements to allow for consistency for consumers and the industry.
- The PSC is also instructed to conduct a study of the effects of the charging stations on energy consumption in the state as well as the effects on the grid.

**Proposal 10** — Require DACS in consultation with the University of Florida/Institute for Food and Agriculture Sciences to determine whether a plant material is exempt from the regulatory permitting process based on scientific evidence and practical experience. This would streamline the permitting process for feedstock crops for biofuels.

**Proposal 11** — Task the PSC to evaluate its current interconnection and net metering rules.