

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: H3/15/21 H4/5/21

A Bill

HOUSE BILL 1665

5 By: Representative Hawks
6 By: Senator B. Ballinger
7

For An Act To Be Entitled

9 AN ACT TO ESTABLISH THE ARKANSAS AFFORDABLE ENERGY
10 ACT; AND FOR OTHER PURPOSES.
11

Subtitle

14 TO ESTABLISH THE ARKANSAS AFFORDABLE
15 ENERGY ACT.
16

17
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code Title 23, Chapter 18, is amended to add an
21 additional subchapter to read as follows:

22 Subchapter 11 – Arkansas Affordable Energy Act
23

24 23-18-1101. Title.

25 This subchapter shall be known and may be cited as the "Arkansas
26 Affordable Energy Act".
27

28 23-18-1102. Legislative findings and purpose.

29 (a) The General Assembly finds that it is in the public interest to:

30 (1) Promote and encourage the use of existing electric
31 generating units to the maximum extent practicable by seeking to ensure that
32 each existing electric generating unit remains operational for the full
33 useful life of each existing electric generating unit; and

34 (2) Foster investment, as appropriate, in existing electric
35 generating units to extend the useful life of such units.

36 (b) The purpose of this subchapter is to:



(1) Ensure that Arkansas continues to have reliable and affordable electricity by confirming that each existing electric generating unit is used to the maximum extent of its useful life; and

(2) Encourage the use of existing electric generating units by consumers.

23-18-1103. Definitions.

As used in this subchapter:

(1) "Electric utility" means an electric utility subject to the jurisdiction of the Arkansas Public Service Commission and that is engaged in the business of supplying electricity to an end user in the State of Arkansas; and

(2) "Existing electric generating unit" means a facility subject to the jurisdiction of the Arkansas Public Service Commission and located in the State of Arkansas for the generation of electric energy in the State of Arkansas that has previously provided power through an electric utility grid system and is currently connected to the electric utility grid system.

23-18-1104. Electric utility – Retirement review.

Starting in 2021 and continuing once every three (3) years, the Arkansas Public Service Commission shall:

(1) Evaluate the remaining useful life of an existing electric generating unit;

(2) Include in the evaluation a cost-benefit analysis, a rate impact analysis, and an analysis of the impact on the reliability and resiliency to the state’s electrical utility grid system; and

(3) Explicitly state the commissioner’s findings of whether life extensions of existing electric generating units are in the public interest.

/s/Hawks

APPROVED: 4/13/21