

By: Representatives Anderson (122nd), Stamps To: Public Utilities

HOUSE BILL NO. 1061

1 AN ACT TO CREATE NEW SECTION 77-3-11.1, MISSISSIPPI CODE OF
2 1972, TO MAINTAIN STATE JURISDICTION OVER THE INTEGRITY OF
3 ELECTRIC TRANSMISSION INFRASTRUCTURE IN ORDER TO ASSURE LANDOWNER
4 SAFEGUARDS, TRANSPARENCY AND OVERSIGHT OF CUSTOMER RATES,
5 RELIABILITY AND RELIEF; TO PRESCRIBE THE REQUIREMENTS FOR THE
6 ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO
7 BUILD CERTAIN ELECTRIC TRANSMISSION FACILITIES IN A REGIONAL
8 TRANSMISSION ORGANIZATION; AND FOR RELATED PURPOSES.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

10 **SECTION 1.** The following shall be codified as Section
11 77-3-11.1 of the Mississippi Code of 1972:

12 77-3-11.1. (1) In order to effectuate the policy contained
13 in Section 77-3-2, to assure a local forum for landowner
14 safeguards, transparency and oversight of customer rates,
15 reliability and relief, an application filed after the effective
16 date of this act under Section 77-3-11 or Section 77-3-14, for a
17 certificate of public convenience and necessity to build, own, or
18 operate a new transmission facility in a regional transmission
19 organization can only satisfy the public convenience and necessity
20 if such facilities will ultimately be owned by (a) an entity over
21 which the commission has the jurisdiction to set rates as provided



22 in 77-3-5 and 77-3-33, or (b) a "generation and transmission
23 cooperative" or "G&T cooperative" as defined in Section 77-5-256.

24 (2) Nothing in this section is intended to require a
25 certificate for facilities that the commission has determined by
26 rule do not require certification to build, own, or operate.

27 **SECTION 2.** This act shall take effect and be in force from
28 and after its passage.

