MISSISSIPPI LEGISLATURE REGULAR SESSION 2023

By: Senator(s) Carter To: Energy

SENATE BILL NO. 2341

AN ACT TO MAINTAIN STATE JURISDICTION OVER THE INTEGRITY OF ELECTRIC TRANSMISSION INFRASTRUCTURE TO ASSURE LANDOWNER SAFEGUARDS, TRANSPARENCY AND OVERSIGHT OF CUSTOMER RATES, RELIABILITY AND RELIEF; TO PRESCRIBE THE REQUIREMENTS FOR THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO BUILD CERTAIN ELECTRIC TRANSMISSION FACILITIES IN A REGIONAL TRANSMISSION ORGANIZATION; AND FOR RELATED PURPOSES.

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

SECTION 1. (1) In order to promote the policy declared in Section 77-3-2 and to assure a local forum for landowner safeguards, transparency and oversight of customer rates, reliability and relief, an application filed under Section 77-3-11 or 77-3-14 after the effective date of this act can only satisfy the public convenience and necessity if such facilities will ultimately be owned by:

(a) An entity over which the commission has the jurisdiction to set rates as described in Sections 77-3-5 or 77-3-33; or

(b) A "generation and transmission cooperative" or "G&T cooperative" as defined in Section 77-5-256.

(2) Nothing in this section shall be construed as requiring a certificate for facilities that the commission has determined by rule do not require certification to build, own or operate.

SECTION 2. Section 1 of this act shall be codified in Title 77, Chapter 3 of the Mississippi Code of 1972.

SECTION 3. This act shall take effect and be in force from and after its passage.