

SECOND REGULAR SESSION

HOUSE BILL NO. 1578

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES HOLSMAN (Sponsor), DAUS, McGHEE, WALTON, OXFORD, ROORDA, TALBOY, BOWMAN, MEINERS, HODGES, GRILL, STORCH, SHIVELY, McCLANAHAN, HARRIS (110), CHAPPELLE-NADAL, LOW (39), DARROUGH, BIVINS AND LeVOTA (Co-sponsors).

Read 1st time January 9, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

3617L.01I

AN ACT

To amend chapter 640, RSMo, by adding thereto one new section relating to the solar and wind initiative program.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 640, RSMo, is amended by adding thereto one new section, to be known as section 640.696, to read as follows:

640.696. 1. There is hereby established within the department the "Solar and Wind Incentive Program", which shall provide financial incentives for the purchase and installation of a solar photovoltaic system.

2. As used in this section, the following terms shall mean:

(1) "Applicant", a person who is applying to participate in the program;

(2) "Department", the department of natural resources;

(3) "Program", the solar and wind incentive program;

(4) "Solar photovoltaic system", a device that converts sunlight into electrical current.

3. Subject to appropriations from general revenue, the department shall provide rebates to those applicants who are residential owners of private property who install a solar photovoltaic system.

4. A solar photovoltaic system qualifies for a rebate under this section if:

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

14 (1) The system is installed by a state-licensed master electrician, electrical
15 contractor, or solar contractor;

16 (2) The system complies with the state interconnection standards as provided by
17 the public service commission; and

18 (3) The system complies with all applicable building codes.

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20 The local utility company shall certify that the requirements of this subsection have been
21 met before any such rebate is given to an applicant.

22 5. To receive such rebate, an applicant shall apply to the department. If the solar
23 photovoltaic system qualifies, an applicant shall receive fifty percent of the cost to install
24 the solar photovoltaic system; however, such amount shall not exceed twelve thousand
25 dollars for each applicant. Only one rebate shall be allowed per individual every three
26 years. The total amount of rebates the department may distribute under this section shall
27 not exceed five hundred thousand dollars per year. To receive such rebate, the applicant
28 shall submit the receipt of installation along with the certification required in subsection
29 4 of this section to the department.

30 6. The department shall promulgate rules to implement the provisions of this
31 section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo,
32 that is created under the authority delegated in this section shall become effective only if
33 it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if
34 applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable
35 and if any of the powers vested with the general assembly under chapter 536, RSMo, to
36 review, to delay the effective date, or to disapprove and annul a rule are subsequently held
37 unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted
38 after August 28, 2008, shall be invalid and void.

39 7. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

40 (1) The provisions of the new program authorized under this section shall
41 automatically sunset five years after the effective date of this section unless reauthorized
42 by an act of the general assembly; and

43 (2) If such program is reauthorized, the program authorized under this section
44 shall automatically sunset three years after the effective date of the reauthorization of this
45 section; and

46 (3) This section terminate on September first of the calendar year immediately
47 following the calendar year in which the program authorized under this section is sunset.

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