

117TH CONGRESS
2D SESSION

S. 5111

To require Transmission Organizations to accept bids from aggregators of certain retail customers, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 16, 2022

Mr. DURBIN introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To require Transmission Organizations to accept bids from aggregators of certain retail customers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Responsive Energy De-
5 mand Unlocks Clean Energy Act”.

6 **SEC. 2. AGGREGATOR BIDDING INTO ORGANIZED POWER**
7 **MARKETS.**

8 (a) DEFINITIONS OF STATE REGULATORY AUTHOR-
9 ITY AND TRANSMISSION ORGANIZATION.—In this section,
10 the terms “State regulatory authority” and “Transmission

1 Organization” have the meanings given those terms in sec-
2 tion 3 of the Federal Power Act (16 U.S.C. 796).

3 (b) REQUIREMENT.—Notwithstanding any prohibi-
4 tion established by a State regulatory authority with re-
5 spect to who may bid into an organized power market,
6 each Transmission Organization shall accept any bid from
7 an aggregator of retail customers that aggregated the de-
8 mand response of the customers of any utility that distrib-
9 uted more than 4,000,000 megawatt-hours in the previous
10 fiscal year.

11 (c) RULEMAKING.—Not later than 180 days after the
12 date of enactment of this Act, the Federal Energy Regu-
13 latory Commission shall issue a rule to carry out the re-
14 quirements of subsection (b).

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