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HOUSE BILL NO. 766

Offered January 14, 2026

Prefiled January 13, 2026

A BILL to amend the Code of Virginia by adding in Chapter 23 of Title 56 a section numbered 56-596.7, relating to electrical generating facilities; capacity factor; report.

Patron—Zehr

Committee Referral Pending

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Chapter 23 of Title 56 a section numbered 56-596.7 as follows:

§ 56-596.7. Capacity factor of certain electrical generating facilities; report.

A. For the purposes of this section:

"Capacity factor" means the ratio of electricity produced by an electrical generating facility over a period of time compared to the maximum possible electricity produced by such facility over such period of time according to the nameplate capacity.

"Nameplate capacity" means the maximum rated electricity output of an electrical generating facility as indicated by the manufacturer.

B. On or before January 30 of each year, the owner of any electrical generating facility in the Commonwealth with a nameplate capacity of at least one megawatt shall provide a report to the Commission that includes for each month of the immediately preceding year (i) the amount of electricity produced by such facility and (ii) the capacity factor for such facility. Such report shall be completed on forms prepared and furnished by the Commission.

C. The Commission shall compile all information reported pursuant to subsection B and shall publish an annual report of such information on or before May 1.

D. The Commission shall adopt regulations as necessary to implement this section.