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February 16, 2016

OPINION LETTER NO. 98-2016

The Honorable Jason Kander
Missouri Secretary of State
James C. Kirkpatrick State Information Center
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Kander:

This opinion letter responds to your request dated February 5, 2016, for our review under § 116.334, RSMo, of a proposed summary statement prepared for the petition submitted by Andy Zellers regarding a proposed amendment to amend Chapter 386, Revised Statutes of Missouri, version 40 (2016-205). The proposed summary statement is as follows:

Shall Missouri law be amended to:

- require municipal electric utilities and electrical corporations to make net metering available to more customers and increase the amount of net metering capacity available to customers;
- allow electrical corporations, other entities, or individuals to own or operate community solar facilities that allow five or more customers of an electrical corporation to use solar energy for a portion of their energy usage; and

- establish a tax credit, through June 2022, for costs and expenses for the installation of clean energy resource projects by taxpayers?

Pursuant to § 116.334, RSMo, we approve the legal content and form of the proposed statement. Because our review of the statement is mandated by statute, no action that we take with respect to such review should be construed as an endorsement of the petition, nor as the expression of any view regarding the objectives of its proponents.

Very truly yours,



CHRIS KOSTER
Attorney General