

SENATE No. 1485

The Commonwealth of Massachusetts

PRESENTED BY:

Benjamin B. Downing

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act encouraging renewable energy generation.

PETITION OF:

NAME:

Benjamin B. Downing

DISTRICT/ADDRESS:

Berkshire, Hampshire and Franklin

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT ENCOURAGING RENEWABLE ENERGY GENERATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 11F(b) (9) of Chapter 25A of the General Laws, as amended by chapter 169
2 of the acts of 2008, is hereby amended by striking out the following words: -
3 “provided, however, that the calculation of a percentage of kilowatt-hours sales to end-use customers in
4 the commonwealth from new renewable generating sources shall exclude clauses (6) and (7).”

5 SECTION 2. Section 11F(c) of said chapter 25A, as so appearing, is hereby amended by striking
6 clause (6) and inserting in place thereof the following clause:-
7 (6) energy generated by new hydroelectric facilities, or incremental new energy from increased capacity
8 or efficiency improvements at existing hydroelectric facilities provided, however, that (i) only energy
9 from new facilities having a capacity up to 25 megawatts or attributable to improvements that
10 incrementally increase capacity or efficiency by up to 25 megawatts at an existing hydroelectric facility
11 shall qualify; (ii) no such facility shall involve pumped storage of water or construction of any new dam;
12 and (iii) more than one renewable energy generating source as defined by this subsection may be located
13 at a facility and shall qualify as a separate renewable energy generating source for purposes of this
14 subsection; ”

15 SECTION 3. Section 11F(d) (6) of said chapter 25A, as so appearing, is hereby amended by
16 striking clause (6) and inserting in place thereof the following clause:-

17 (6) that only energy from existing facilities up to 5 megawatts shall be considered renewable energy and
18 no such facility shall involve pumped storage of water nor construction of any new dam and more than
19 one renewable energy generating source as defined by this subsection may be located at a facility and
20 shall qualify as a separate renewable energy generating source for purposes of this subsection;”

21 SECTION 4. Section 4E (f) of Chapter 40J of the General Laws, as amended by chapter 169 is
22 hereby amended by striking out the second sentence and inserting in place thereof the following
23 sentence:-

24 “The board shall make grants in an amount not less than \$3 million annually for hydroelectric facilities,
25 other than pumped storage facilities in the commonwealth, constructed before December 31, 1997 for
26 upgrades to increase efficiency or capacity and to reduce environmental impacts.”