

**SENATE . . . . . No. 01668**

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The Commonwealth of Massachusetts

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PRESENTED BY:

***Barry R. Finegold***

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*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 promoting further renewable energy competition..

\_\_\_\_\_  
PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Barry R. Finegold</i>	<i>Second Essex and Middlesex</i>

# SENATE . . . . . No. 01668

By Mr. Finegold, petition (accompanied by bill, Senate, No. 1668) of Finegold for legislation to promote further renewable energy competition [Joint Committee on Telecommunications, Utilities and Energy].

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE  
□ SENATE  
□ , NO. 1518 OF 2009-2010.]

## The Commonwealth of Massachusetts

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**In the Year Two Thousand Eleven**  
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An Act promoting further renewable energy competition..

*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 of chapter 25A of the General Laws, as appearing in the 2008  
2 Official Edition, is hereby amended by inserting after subsection (i) the following new  
3 subsection:-

4 (j) Commencing January 1, 2011, an electric generation facility or other electric energy  
5 source shall not be eligible as a Class I or Class II renewable energy generating source under this  
6 section if such facility or source is owned or leased by any entity that distributes electricity to  
7 end-use customers or by any affiliate of any such entity and any costs of the entity's or its  
8 affiliate's acquisition, leasing, construction, financing, ownership or operation of the facility or  
9 source are or will be recovered by the entity or its affiliate from end-use customers through its

10 rates or other cost recovery mechanism determined or allowed by any non-municipal  
11 governmental regulatory authority. The foregoing shall not apply to any renewable energy  
12 generating source for which the department issued a statement of qualification under this section  
13 prior to January 1, 2011 or to any facility or source approved for cost recovery under section  
14 1A(f) of chapter 164.