

SENATE No. 2129

The Commonwealth of Massachusetts

PRESENTED BY:

Anne M. Gobi

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 adoption of the accompanying bill:

An Act relative to anaerobic digestion and agricultural energy.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Anne M. Gobi</i>	<i>Worcester and Hampshire</i>	
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>2/7/2023</i>

SENATE No. 2129

By Ms. Gobi, a petition (accompanied by bill, Senate, No. 2129) of Anne M. Gobi and Kimberly N. Ferguson for legislation relative to anaerobic digestion and agricultural energy. Telecommunications, Utilities and Energy.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2184 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to anaerobic digestion and agricultural energy.

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 amended by the
2 chapter 188 of the acts of 2016 is hereby further amended by adding the following subsection:-

3 j. The department shall adopt regulations that provide that the electric energy renewable
4 generating sources that qualify as Class I under subsection (c)(7) by utilizing by-products or
5 waste from agricultural crops, food or animals and located on land used for agriculture, as
6 defined under section 1A of chapter 128, shall count double with respect to the minimum
7 percentage calculated under subsection (a).

8 SECTION 2. Subsection (i) of section 139 of chapter 164 of the General Laws, amended
9 by chapter 75 of the acts of 2016, is hereby further amended by adding the following sentence: -

10 An anaerobic digestion net metering facility or an agricultural net metering facility which
11 meets the definition of an anaerobic digestion net metering facility or an agricultural net
12 metering facility as defined in Section 138 of chapter 164 of the General Laws shall be exempt
13 from aggregate net metering capacity caps under subsection (f), and may net meter and accrue
14 Class I, II, or III net metering credits.