

**SENATE . . . . . No. 2314**

---

**The Commonwealth of Massachusetts**

—————  
**In the One Hundred and Ninetieth General Court**  
**(2017-2018)**  
—————

SENATE, Thursday, March 1, 2018

The committee on Telecommunications, Utilities and Energy, to whom was referred the petitions (accompanied by bill, Senate, No. 1853) of Anne M. Gobi for legislation relative to monthly minimum reliability contributions; and (accompanied by bill, Senate, No. 1877) of Marc R. Pacheco, Brian Murray and James B. Eldridge for legislation relative to solar net metering fairness,- reports the accompanying bill (Senate, No. 2314).

For the committee,  
Michael J. Barrett

# SENATE . . . . . No. 2314

---

## The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court  
(2017-2018)

An Act relative to the monthly minimum reliability contribution.

*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. Subsection (d) of section 139 of chapter 164 of the General Laws, as  
2 appearing in the 2016 official edition, is hereby amended by striking out, in lines 84 and 85, the  
3 words “facilities, such as backup charges and demand charges,”, and inserting in place thereof,  
4 the following words:- facilities such as backup charges and demand charges, including demand  
5 charges as part of a monthly minimum reliability contribution, except as allowed under  
6 subsection (j),

7           SECTION 2. Subsection (j) of said section 139 of said chapter 164, as so appearing, is  
8 hereby amended by inserting after the word “system”, in line 150, the following words:- ;  
9 provided, however, that a distribution company shall not assess a demand charge that is not  
10 coincident with peak system demand; and provided, further, that a distribution company may  
11 assess a demand charge that is coincident with peak system demand only in instances in which a  
12 customer is first offered, at a reasonable cost, advanced metering equipment or equivalent  
13 technology for near real time access by the customer to electricity usage data

14           SECTION 3. Said subsection (j) of said section 139 of said chapter 164, as so appearing,  
15 is hereby further amended by striking out, in lines 175 through 177, inclusive, the words “;  
16 provided that, the date designated by the department shall be not later than December 31, 2018”

17           SECTION 4. This act shall apply to any monthly minimum reliability contribution,  
18 including any monthly minimum reliability contribution approved by the department of public  
19 utilities to take effect on or before December 31, 2018. Any monthly minimum reliability  
20 contribution previously approved must be refiled for review and approval by the department.