

**HOUSE . . . . . No. 2916**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*James M. Cantwell*

*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 hydrokinetic energy.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>James M. Cantwell</i>	<i>4th Plymouth</i>	
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	<i>1/19/2013</i>

**HOUSE . . . . . No. 2916**

By Mr. Cantwell of Marshfield, a petition (accompanied by bill, House, No. 2916) of James M. Cantwell and Josh S. Cutler relative to green energy generation. Telecommunications, Utilities and Energy.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 859 OF 2011-2012.]

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Thirteen**

An Act relative to hydrokinetic 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 138 of chapter 164 of the General Laws, as appearing in the 2010  
2 Official Edition, is hereby amended by inserting in line 21 after the words “a Class I net metering  
3 facility not using solar” the words:- “, hydrokinetic,”

4 SECTION 2. Section 138 of chapter 164 of the General Laws, as appearing in the 2010  
5 Official Edition, is hereby amended by inserting in line 37 after the words “solar net metering  
6 facility,” the words:- “hydrokinetic net metering facility,”

7 SECTION 3. Section 138 of chapter 164 of the General Laws, as appearing in the 2010  
8 Official Edition, is hereby amended by inserting in line 55 after the words “solar net metering  
9 facility,” the words:- “hydrokinetic net metering facility,”

10 SECTION 4. Section 138 of chapter 164 of the General Laws, as appearing in the 2010  
11 Official Edition, is hereby amended by striking lines 95-97, and inserting the following new  
12 paragraph:-

13 “Hydrokinetic net metering facility,” a facility for the production of electrical energy that  
14 uses: (a) waves, tides, and currents in oceans, estuaries, and tidal areas; (b) free-flowing water in  
15 rivers, lakes, and streams; (c) free-flowing water in man-made channels; or (d) differentials in

16 ocean temperature, called ocean thermal energy conversion to generate electricity and is  
17 interconnected to a distribution company.