

HOUSE No. 2954

The Commonwealth of Massachusetts

PRESENTED BY:

Stephen Kulik

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 renewable energy certificates.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Stephen Kulik</i>	<i>1st Franklin</i>	<i>1/18/2013</i>

HOUSE No. 2954

By Mr. Kulik of Worthington, a petition (accompanied by bill, House, No. 2954) of Stephen Kulik relative to renewable energy certificates. Telecommunications, Utilities and Energy.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to renewable energy certificates.

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. Paragraph (6) of subsection (c) of section 11F of chapter 25A of the
2 General Laws, as appearing in the 2010 Official Edition, is hereby amended by striking out
3 clause (i) and inserting in place thereof, the following clause:-

4 (i) at the time of filing with the Department for qualification as a renewable energy
5 generating source, each such new facility or increased capacity or efficiency at each such
6 existing facility, must meet appropriate and site-specific standards that address adequate and
7 healthy river flows, water quality standards, fish passage and protection measures and mitigation
8 and enhancement opportunities in the impacted watershed as determined by the department in
9 consultation with relevant state and federal agencies having oversight and jurisdiction over
10 hydropower facilities

11 SECTION 2. Subsection (d) of said section 11F of Chapter 25A, as amended by section
12 16 of chapter 209 of the Acts of 2012, is hereby further amended by striking out paragraph (6)
13 and inserting in place thereof, the following paragraph:-

14 (6) energy generated by existing hydroelectric facilities, provided at the time of filing
15 with the Department for qualification as a renewable energy generating source such existing
16 facility shall meet appropriate and site-specific standards that address adequate and healthy river
17 flows, water quality standards, fish passage and protection measures and mitigation and
18 enhancement opportunities in the impacted watershed as determined by the department in
19 consultation with relevant state and federal agencies having oversight and jurisdiction over
20 hydropower facilities; and provided further, that only energy from existing facilities up to 7.5
21 megawatts shall be considered renewable energy and no such facility shall involve pumped

22 storage of water nor construction of any new dam or water diversion structure constructed later
23 than January 1, 1998;