

**HOUSE . . . . . No. 2903**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Shaunna L. O'Connell***

*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 generating facilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Shaunna L. O'Connell</i>	<i>3rd Bristol</i>
<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>

**HOUSE . . . . . No. 2903**

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By Mrs. O’Connell of Taunton, a petition (accompanied by bill, House, No. 2903) of Shaunna L. O’Connell and Marc T. Lombardo for legislation to direct the Energy Facilities Siting Board to include estimated costs in reports on proposed generating facilities. Telecommunications, Utilities and Energy.

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**The Commonwealth of Massachusetts**

**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**

An Act relative to generating facilities.

*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 69H of chapter 164 of the General Laws, as appearing in the 2012  
2 Official Edition, is hereby amended by striking out, in lines 9 to 12, the words “; provided,  
3 however, that the board shall review only the environmental impacts of generating facilities,  
4 consistent with the commonwealth's policy of allowing market forces to determine the need for  
5 and cost of such facilities”.

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7           SECTION 2. Section 69J ¼ of said chapter 164 , as so appearing, is hereby amended by  
8 striking out, in line 40, the words “and (v)” and inserting in place thereof the following words:-  
9 (v) a description of the potential benefits of the proposed generating facility; (vi) the estimated  
10 financial cost of construction; and (vii).

11

12 SECTION 3. The fourth paragraph of said section 69J ¼ of said chapter 164, as so  
13 appearing, is hereby amended by striking out the first and second sentences and inserting in place  
14 thereof the following sentence:-

15 The board may, after public notice and a period for comment, issue and revise its own list  
16 of guidelines; provided, however, the board shall require applicants to submit data that enables  
17 the board to review the local and regional land use impact, local and regional cumulative health  
18 impact, water resource impact, wetlands impact, air quality impact, solid waste impact, radiation  
19 impact, visual impact, noise impact, potential benefits and financial cost of the proposed  
20 generating facility; provided, further, the board shall analyze and assess the potential benefits  
21 and financial cost of the proposed generating facility.

22

23 SECTION 4. Said section 69J ¼ of said chapter 164, as so appearing, is hereby further  
24 amended by striking out, in line 76, the words “and (v)” and inserting in place thereof the  
25 following: (v) the potential benefits are greater than or equal to the financial cost of the proposed  
26 generating facility as estimated by the board; and (vi).

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28 SECTION 5. Said section 69J ¼ of said chapter 164, as so appearing, is hereby further  
29 amended by striking out, in line 81, the words “, the cost of, or”.