

SENATE No. 2162

The Commonwealth of Massachusetts

PRESENTED BY:

Patrick M. O'Connor

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.

PETITION OF:

NAME:

Patrick M. O'Connor

DISTRICT/ADDRESS:

First Plymouth and Norfolk

SENATE No. 2162

By Mr. O'Connor, a petition (accompanied by bill, Senate, No. 2162) of Patrick M. O'Connor for legislation relative to anaerobic digestion. Telecommunications, Utilities and Energy.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2210 OF 2021-2022.]

The Commonwealth of Massachusetts

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

An Act relative to anaerobic digestion.

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 Chapter
2 188 of the Acts of 2016, is hereby further amended by adding the following subsection:

3 (j) The department shall adopt regulations that provide that 25 megawatts of electric
4 energy renewable generating sources that qualify as Class I under subsection (c)(7) by utilizing
5 anaerobic digestion technology with by-products or waste from agricultural crops, food or
6 animals and located on land used for agriculture, as defined under section 1A of chapter 128,
7 shall count double with respect to the minimum percentage calculated under subsection (a).

8 SECTION 2. Subsection (i) of Section 139 of Chapter 164 of the General Laws, as
9 amended by Chapter 75 of the Acts of 2016, is hereby further amended by adding the following
10 sentence: An agricultural net metering facility utilizing anaerobic digestion technology or an

11 anaerobic digestion net metering facility shall be exempt from aggregate net metering capacity
12 caps under subsection (f), and may net meter and accrue Class I, II, or III net metering credits,
13 provided further that only the first 25 megawatts in aggregate generated by any such facilities
14 shall be exempt from said net metering caps under subsection (f).