

SB0684/187479/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 684

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “efficiency;” insert “providing that, before a certain date, certain qualifying biomass used at a certain generation unit that started commercial operation on or before a certain date and achieved a certain certification on or before a certain date is eligible as a Tier 1 renewable source;”; in line 9, after “source;” insert “providing that, on or after a certain date, certain qualifying biomass used at a certain generation unit that started commercial operation on or before a certain date and achieved a certain certification on or before a certain date is eligible as a Tier 2 renewable source; requiring the Governor, beginning in a certain fiscal year and each fiscal year thereafter and under certain circumstances, to appropriate funds in the State budget from the Strategic Energy Investment Fund or other funding sources to the Maryland Energy Administration a certain amount based on a certain calculation; requiring the Maryland Energy Administration to issue a certain grant to a certain facility under certain circumstances;”; and in line 10, after “terms;” insert “altering certain terms;”.

AMENDMENT NO. 2

On page 3, in line 28, strike “or”.

On page 4, strike in their entirety lines 1 and 2; and in line 4, strike the period and substitute “;OR”

(III) GAS PRODUCED FROM THE ANAEROBIC DECOMPOSITION OF ANIMAL WASTE, POULTRY WASTE, OR BIOMASS LISTED IN ITEM (I) OR (II) OF THIS PARAGRAPH.”

(Over)

On page 5, in line 19, after “biomass” insert “LISTED IN SUBSECTION (H)(1)(I) AND (II) OF THIS SECTION”.

On page 6, in line 6, strike “and”; in line 7, strike the period and substitute “;

(13) QUALIFYING BIOMASS LISTED IN SUBSECTION (H)(1)(III) OF THIS SECTION; AND

(14) BEFORE JANUARY 1, 2018, QUALIFYING BIOMASS LISTED IN SUBSECTION (H)(1)(I) AND (II) OF THIS SECTION USED AT A GENERATION UNIT THAT:

(I) STARTED COMMERCIAL OPERATION ON OR BEFORE DECEMBER 31, 2004; AND

(II) ACHIEVED CERTIFICATION WITH THE COMMISSION ON OR BEFORE DECEMBER 31, 2005.”;

in line 10, strike “AND”; in line 11, after “BIOMASS” insert “LISTED IN SUBSECTION (H)(1)(I) AND (II) OF THIS SECTION”; in line 15, after “65%” insert “; AND

(3) ON OR AFTER JANUARY 1, 2018, QUALIFYING BIOMASS LISTED IN SUBSECTION (H)(1)(I) AND (II) OF THIS SECTION USED AT A GENERATION UNIT THAT:

(I) STARTED COMMERCIAL OPERATION ON OR BEFORE DECEMBER 31, 2004; AND

(II) ACHIEVED CERTIFICATION WITH THE COMMISSION ON OR BEFORE DECEMBER 31, 2005”;

in line 17, strike “POWER” and substitute “ELECTRIC ENERGY”; in the same line, after “THERMAL” insert “ENERGY”; in the same line, after “OUTPUT”, in each instance, insert “MEASURED IN BTUS”; and in lines 19 and 26, in each instance, after “THERMAL” insert “ENERGY”.

On page 7, in line 36, strike “the effective date of this Act” and substitute “January 1, 2013”;

(2) facilities that:

(i) start commercial operation on or after January 1, 2014; and

(ii) enter into contracts of at least 10 years in duration before the effective date of this Act for the purchase of at least 50% of the anticipated renewable energy credits that will be generated by the facility”.

AMENDMENT NO. 3

On page 8, in line 1, strike “(2)” and substitute “(3)”; after line 3, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) beginning in the first fiscal year in which final data is available for calendar year 2018 renewable energy portfolio standard compliance and each fiscal year thereafter, the Governor shall appropriate funds in the State budget from the Strategic Energy Investment Fund or other funding sources, as determined by the Governor, to the Maryland Energy Administration in an amount calculated by:

(1) multiplying:

(i) the average annual quantity of the sum of Tier 1 and Tier 2 renewable energy credits produced from January 1, 2013, to December 31, 2018, by a

(Over)

facility located in Western Maryland that began commercial operation on or before December 31, 2004, and achieved certification with the Public Service Commission on or before December 31, 2005; by

(ii) the average selling price of nonsolar Tier 1 renewable energy credits retired for Maryland renewable energy portfolio standard compliance in the most recent calendar year in which final data is available; and

(2) subtracting any revenues received in that same calendar year from the sale of Tier 1 or Tier 2 renewable energy credits produced by a facility referenced under subsection (a)(1)(i) of this section, as verified by the Public Service Commission;

(b) an owner of a facility referenced under subsection (a)(1)(i) of this section shall make all reasonable efforts to maximize the revenue received for the sale of Tier 1 and Tier 2 renewable energy credits produced by the facility in any markets in which the renewable energy credits are eligible for sale;

(c) the appropriation under this section shall only be made in a fiscal year in which a facility referenced under subsection (a)(1)(i) of this section, the manufacture of final paper products by a facility referenced under the most recent calendar year in which final data for Maryland renewable energy portfolio standard compliance is available, is at least 25% of the tonnage produced in calendar year 2012; and

(d) the Administration shall issue a grant to an owner of a facility referenced under subsection (a)(1)(i) of this section for the amount of any appropriation made under subsection (a) of this section.”;

and in line 4, strike “3.” and substitute “4.”.