

HOUSE BILL 933

C5
HB 1537/10 – ECM

11r1688
CF SB 717

By: **Delegate Jameson and the Speaker (By Request – Administration) and Delegates Barve, Anderson, Barkley, Bobo, Bohanan, Branch, Braveboy, Cane, Cardin, Carr, Conaway, Conway, Donoghue, Dumais, Feldman, Frush, Gaines, Glenn, Hammen, Hubbard, Hucker, Ivey, James, Lafferty, Love, McHale, Minnick, Mizeur, Morhaim, Murphy, Proctor, Rosenberg, Ross, Schuh, Schulz, Valderrama, Vallario, Vaughn, and Wood**

Introduced and read first time: February 11, 2011

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2011

CHAPTER _____

1 AN ACT concerning

2 **Renewable Energy Portfolio Standard – Renewable Energy Credits – Solar**
3 **Water Heating Systems**

4 FOR the purpose of providing that energy from a certain solar water heating system is
5 eligible for inclusion in meeting the renewable energy portfolio standard;
6 providing that a person that owns and operates a certain solar water heating
7 system shall receive a certain renewable energy credit under certain
8 circumstances; requiring the total amount of energy generated and consumed by
9 a nonresidential or commercial solar water heating system to be measured by a
10 certain meter; requiring the total amount of energy generated and consumed by
11 a residential solar water heating system to be measured in a certain way;
12 prohibiting a residential solar water heating system from producing more than
13 a certain number of solar renewable energy credits in any one year; defining a
14 certain term; altering a certain definition; requiring that certain solar water
15 heating systems be installed in accordance with applicable State and local
16 plumbing codes; providing for the application of this Act; providing for a delayed
17 effective date; and generally relating to the eligibility of solar water heating
18 systems for inclusion in meeting the renewable energy portfolio standard.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 BY repealing and reenacting, without amendments,
 2 Article – Public Utilities
 3 Section 7–701(a)
 4 Annotated Code of Maryland
 5 (2010 Replacement Volume)

6 BY adding to
 7 Article – Public Utilities
 8 Section 7–701(k–1) and 7–704(g)
 9 Annotated Code of Maryland
 10 (2010 Replacement Volume)

11 BY repealing and reenacting, with amendments,
 12 Article – Public Utilities
 13 Section 7–701(l)
 14 Annotated Code of Maryland
 15 (2010 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Public Utilities**

19 7–701.

20 (a) In this subtitle the following words have the meanings indicated.

21 **(K–1) (1) “SOLAR WATER HEATING SYSTEM” MEANS A SYSTEM THAT:**

22 **(I) IS COMPRISED OF GLAZED LIQUID–TYPE FLAT–PLATE**
 23 **OR TUBULAR SOLAR COLLECTORS AS DEFINED AND CERTIFIED AS TO THE**
 24 **OG–100 BY STANDARD OF THE ~~SOLAR RATINGS AND CERTIFICATION~~**
 25 **~~CORPORATION~~ SOLAR RATINGS AND CERTIFICATION CORPORATION;**

26 **(II) GENERATES ENERGY USING SOLAR RADIATION FOR THE**
 27 **PURPOSE OF HEATING WATER; AND**

28 **(III) DOES NOT FEED ELECTRICITY BACK TO THE ELECTRIC**
 29 **GRID.**

30 **(2) “SOLAR WATER HEATING SYSTEM” DOES NOT INCLUDE A**
 31 **SYSTEM THAT GENERATES ENERGY USING SOLAR RADIATION FOR THE SOLE**
 32 **PURPOSE OF HEATING A HOT TUB OR SWIMMING POOL.**

33 (l) “Tier 1 renewable source” means one or more of the following types of
 34 energy sources:

1 (1) solar ENERGY, INCLUDING ENERGY FROM PHOTOVOLTAIC
2 TECHNOLOGIES AND SOLAR WATER HEATING SYSTEMS;

3 (2) wind;

4 (3) qualifying biomass;

5 (4) methane from the anaerobic decomposition of organic materials in
6 a landfill or wastewater treatment plant;

7 (5) geothermal;

8 (6) ocean, including energy from waves, tides, currents, and thermal
9 differences;

10 (7) a fuel cell that produces electricity from a Tier 1 renewable source
11 under item (3) or (4) of this subsection;

12 (8) a small hydroelectric power plant of less than 30 megawatts in
13 capacity that is licensed or exempt from licensing by the Federal Energy Regulatory
14 Commission; and

15 (9) poultry litter-to-energy.

16 7-704.

17 **(G) (1) ENERGY FROM A SOLAR WATER HEATING SYSTEM IS ELIGIBLE**
18 **FOR INCLUSION IN MEETING THE RENEWABLE ENERGY PORTFOLIO STANDARD.**

19 **(2) A PERSON THAT OWNS AND OPERATES A SOLAR WATER**
20 **HEATING SYSTEM SHALL RECEIVE A RENEWABLE ENERGY CREDIT EQUAL TO**
21 **THE AMOUNT OF ENERGY, CONVERTED FROM BTUS TO KILOWATT-HOURS,**
22 **THAT IS GENERATED BY THE SYSTEM THAT IS USED BY THE PERSON FOR WATER**
23 **HEATING.**

24 **(3) THE TOTAL AMOUNT OF ENERGY GENERATED AND CONSUMED**
25 **FOR A NONRESIDENTIAL OR COMMERCIAL SOLAR WATER HEATING SYSTEM**
26 **SHALL BE MEASURED BY AN ON-SITE METER THAT:**

27 ~~**(H) MEETS THE REQUIRED PERFORMANCE STANDARDS OF**~~
28 ~~**THE INTERNATIONAL ORGANIZATION OF LEGAL METROLOGY; AND**~~

29 ~~**(H) IS CAPABLE OF PROVIDING ENERGY PRODUCTION DATA**~~
30 ~~**ONLINE TO THE COMMISSION.**~~

1 **(4) THE TOTAL AMOUNT OF ENERGY GENERATED AND CONSUMED**
2 **BY A RESIDENTIAL SOLAR WATER HEATING SYSTEM SHALL BE:**

3 **(I) MEASURED BY A METER THAT:**

4 ~~1. MEETS THE REQUIRED STANDARDS OF THE~~
5 ~~INTERNATIONAL ORGANIZATION OF LEGAL METROLOGY; AND~~

6 ~~2. IS CAPABLE OF PROVIDING ENERGY PRODUCTION~~
7 ~~DATA ONLINE TO THE COMMISSION; OR~~

8 **(II) 1. MEASURED BY THE SOLAR RATINGS AND**
9 **CERTIFICATION CORPORATION'S OG-300 ANNUAL PRODUCTION ESTIMATE**
10 **THERMAL PERFORMANCE RATING FOR THE SYSTEM; AND**

11 **2. OG-300 CERTIFIED ~~BY~~ TO THE OG-300**
12 **STANDARD OF THE SOLAR RATINGS AND CERTIFICATION CORPORATION.**

13 **(5) A RESIDENTIAL SOLAR WATER HEATING SYSTEM SHALL BE**
14 **INSTALLED IN ACCORDANCE WITH APPLICABLE STATE AND LOCAL PLUMBING**
15 **CODES.**

16 **(6) A RESIDENTIAL SOLAR WATER HEATING SYSTEM MAY NOT**
17 **PRODUCE MORE THAN FIVE SOLAR RENEWABLE ENERGY CREDITS IN ANY**
18 **1 YEAR.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply only
20 to solar water heating systems that are commissioned on or after June 1, 2011.

21 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 January 1, 2012.

Approved:

_____ Governor.

_____ Speaker of the House of Delegates.

_____ President of the Senate.