SENATE BILL 146

M5, C5 SB 590/23 – EEE (PRE–FILED) CF HB 166

By: Senators Lewis Young, Ellis, M. Washington, and West

Requested: September 22, 2023

Introduced and read first time: January 10, 2024 Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1	AN ACT concerning
2 3	Renewable Energy Portfolio Standard – Eligible Sources – Alterations (Reclaim Renewable Energy Act of 2024)
$4\\5\\6\\7$	FOR the purpose of altering the definition of "Tier 1 renewable source" for purposes of excluding energy derived from waste and refuse from being eligible for inclusion in the renewable energy portfolio standard; and generally relating to the renewable energy portfolio standard.
8 9 10 11 12	BY repealing and reenacting, without amendments, Article – Public Utilities Section 7–701(a) Annotated Code of Maryland (2020 Replacement Volume and 2023 Supplement)
13 14 15 16 17	BY repealing and reenacting, with amendments, Article – Public Utilities Section 7–701(s) and 7–704(a) Annotated Code of Maryland (2020 Replacement Volume and 2023 Supplement)
18 19	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND That the Laws of Maryland read as follows:
20	Article – Public Utilities
21	7–701.
22	(a) In this subtitle the following words have the meanings indicated.
23	(s) "Tier 1 renewable source" means one or more of the following types of energy

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

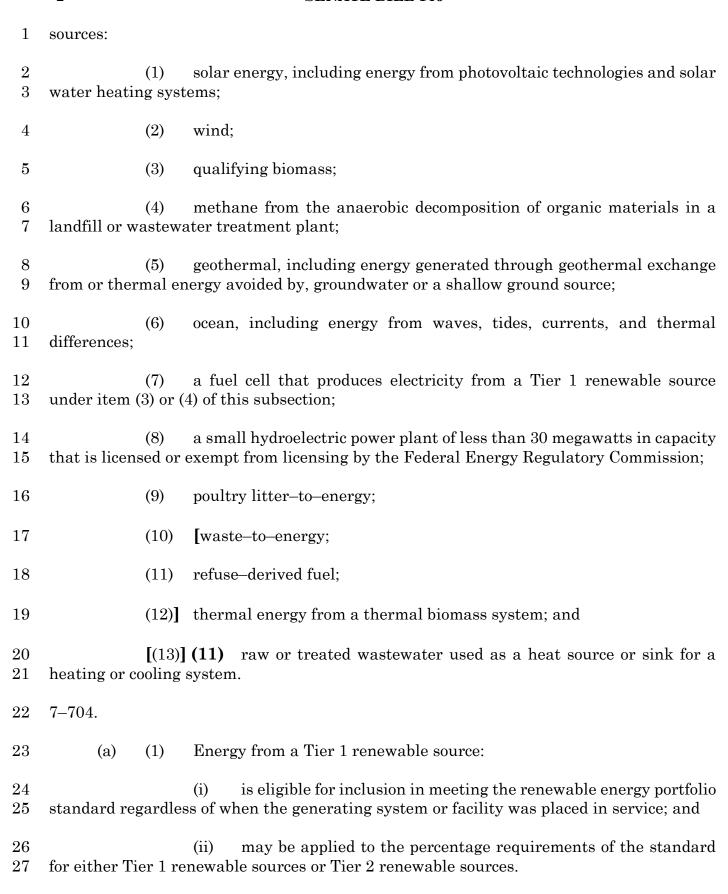


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(2)

(i)



Energy from a Tier 1 renewable source under § 7–701(s)(1), (5),

OR (9) [, (10), or (11)] of this subtitle is eligible for inclusion in meeting the renewable energy

- portfolio standard only if the source is connected with the electric distribution grid serving
 Maryland.
- 3 (ii) Energy from a Tier 1 renewable source under [§ 7–701(s)(13)] § 4 7–701(S)(11) of this subtitle is eligible for inclusion in meeting the renewable energy portfolio standard only if the source:
- 6 1. is connected with the electric distribution grid serving 7 Maryland; or
- 8 2. processes wastewater from Maryland residents.

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- 9 (iii) If the owner of a solar generating system in this State chooses to sell solar renewable energy credits from that system, the owner must first offer the credits for sale to an electricity supplier or electric company that shall apply them toward compliance with the renewable energy portfolio standard under § 7–703 of this subtitle.
 - (3) Energy from a Tier 1 renewable source under § 7–701(s)(8) of this subtitle is eligible for inclusion in meeting the renewable energy portfolio standard if it is generated at a dam that existed as of January 1, 2004, even if a system or facility that is capable of generating electricity did not exist on that date.
- 17 (4) Energy from a Tier 2 renewable source under § 7–701(t) of this subtitle 18 is eligible for inclusion in meeting the renewable energy portfolio standard if it is generated 19 at a system or facility that existed and was operational as of January 1, 2004, even if the 20 facility or system was not capable of generating electricity on that date.
- SECTION 2. AND BE IT FURTHER ENACTED, That a presently existing obligation or contract right may not be impaired in any way by this Act.
- SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall apply to all renewable energy portfolio standard compliance years starting on or after January 1, 2024.
- SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2024.