

SENATE BILL 26

C5

6lr1637

(PRE-FILED)

By: Senator McKay

Requested: November 1, 2025

Introduced and read first time: January 14, 2026

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Public Utilities – Off-Grid Electricity Providers – Exemption**

3 FOR the purpose of exempting certain off-grid electricity providers from certain provisions
4 of law; providing that a certain off-grid electricity provider is subject to certain laws
5 concerning certificates of public convenience and necessity and certain other
6 required approvals for the construction of a generating facility; providing that a
7 person may not be considered to be an off-grid electricity provider under certain
8 circumstances; and generally relating to off-grid electricity providers.

9 BY adding to

10 Article – Public Utilities

11 Section 7-219.1

12 Annotated Code of Maryland

13 (2025 Replacement Volume and 2025 Supplement)

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

16 **Article – Public Utilities**

17 **7-219.1.**

18 (A) IN THIS SECTION, “OFF-GRID ELECTRICITY PROVIDER” MEANS A
19 PERSON THAT OWNS OR OPERATES AN ELECTRIC GENERATING FACILITY THAT:

20 (1) DOES NOT INTERCONNECT WITH THE ELECTRIC SYSTEM IN THE
21 STATE;

22 (2) DOES NOT CROSS STATE LINES; AND

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



6 (C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION
7 AND NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AN OFF-GRID
8 ELECTRICITY PROVIDER IS EXEMPT FROM ANY PROVISION OF THIS ARTICLE AND
9 ANY REGULATION, ORDER, OR PERMIT ADOPTED OR ISSUED UNDER THIS ARTICLE.

13 (D) ANY PERSON THAT QUALIFIED AS AN OFF-GRID ELECTRICITY
14 PROVIDER WHOSE ELECTRIC GENERATING FACILITY SUBSEQUENTLY
15 INTERCONNECTS WITH THE ELECTRIC SYSTEM IN THE STATE, CROSSES STATE
16 LINES, OR BECOMES LOCATED WITHIN OR CROSSES ANY FEDERAL, STATE, OR
17 MUNICIPAL ROADWAY OR RIGHT-OF-WAY MAY NO LONGER BE CONSIDERED AN
18 OFF-GRID ELECTRICITY PROVIDER FOR THE PURPOSES OF THIS SECTION.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2026.