

SENATE BILL 341

C5, M5

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CF HB 345

By: **Senators Brooks, Kramer, and Lam**

Introduced and read first time: January 23, 2026

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Public Utilities – Solar Energy Generating Systems and Solar Renewable**
3 **Energy Credits**
4 **(Affordable Solar Act)**

5 FOR the purpose of authorizing the purchase, installation, and use of a certain portable
6 solar energy generating system for certain purposes; altering the renewable energy
7 portfolio standard to include energy derived from certain solar energy generating
8 systems; authorizing an electric cooperative and a municipal electric utility to meet
9 their renewable energy portfolio standard for solar energy in a certain manner;
10 requiring that certain alternative compliance fees be paid into a certain escrow
11 account rather than into the Maryland Strategic Energy Investment Fund; requiring
12 the Public Service Commission to require electric companies to procure a certain
13 number of SRECs and SREC-IIIs; requiring the Commission to issue solicitations for
14 the construction of distributed solar energy generating systems and utility-scale
15 solar energy generating systems; providing for the terms and conditions of
16 solicitations and procurement of certain solar energy generating systems;
17 establishing an escrow account for certain alternative compliance payments;
18 requiring certain public service companies to file gross receipt tax information;
19 requiring a portion of the franchise tax revenue from certain customers to be placed
20 in a certain escrow account; and generally relating to solar energy generating
21 systems and solar renewable energy credits.

22 BY adding to
23 Article – Public Utilities
24 Section 7–321, 7–701(l–1), (l–2), (p–2), and (p–3), and 7–709.2; and 7–1232 through
25 7–1235 to be under the new part “Part V. Solar Energy”
26 Annotated Code of Maryland
27 (2025 Replacement Volume and 2025 Supplement)

28 BY repealing and reenacting, without amendments,
29 Article – Public Utilities

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Section 7-701(a) and 7-705(a)
Annotated Code of Maryland
(2025 Replacement Volume and 2025 Supplement)

4 BY repealing and reenacting, with amendments,
5 Article – Public Utilities
6 Section 7-703(a), (b)(23) through (25), and (e) and 7-705(b) and (b-1)
7 Annotated Code of Maryland
8 (2025 Replacement Volume and 2025 Supplement)

9 BY repealing and reenacting, with amendments,
10 Article – Tax – General
11 Section 8-404 and 8-408
12 Annotated Code of Maryland
13 (2022 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:

Article – Public Utilities

17 7-321.

(A) IN THIS SECTION, "PORTABLE SOLAR ENERGY GENERATING SYSTEM" MEANS A MOBILE PHOTOVOLTAIC SOLAR ENERGY GENERATION DEVICE THAT IS:

(1) DESIGNED TO BE CONNECTED TO A BUILDING'S ELECTRICAL
SYSTEM THROUGH A STANDARD ELECTRICAL OUTLET;

(2) PRIMARILY INTENDED TO OFFSET PART OF THE BUILDING'S
ELECTRICITY CONSUMPTION:

24 (3) LIMITED TO SUPPLYING A MAXIMUM POWER OUTPUT OF NOT
25 MORE THAN 1,200 WATTS BACK TO THE ELECTRIC SYSTEM; AND

26 (4) CERTIFIED BY UNDERWRITERS LABORATORY OR AN EQUIVALENT
27 NATIONALLY RECOGNIZED TESTING LABORATORY

28 **(B) A PERSON MAY PURCHASE AND INSTALL A PORTABLE SOLAR ENERGY**
29 **GENERATING SYSTEM FOR RESIDENTIAL USE ONLY**

30 (C) A PORTABLE SOLAR ENERGY GENERATING SYSTEM:

31 (1) IS NOT SUBJECT TO THE REQUIREMENTS OF §§ 7-306 AND 7-306.1
32 OF THIS TITLE:

(3) MAY NOT GENERATE RENEWABLE ENERGY CREDITS OF ANY TYPE.

4 (D) AN ELECTRIC COMPANY:

5 (1) MAY NOT REQUIRE A CUSTOMER USING A PORTABLE SOLAR
6 ENERGY GENERATING SYSTEM TO:

7 (I) OBTAIN THE ELECTRIC COMPANY'S APPROVAL BEFORE
8 INSTALLING OR USING THE PORTABLE SOLAR ENERGY GENERATING SYSTEM;

17 7-701.

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

19 (L-1) "QUALIFYING DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM"
20 MEANS A SOLAR PHOTOVOLTAIC SYSTEM THAT:

21 (1) HAS A GENERATING CAPACITY OF 5 MEGAWATTS OR LESS, AS
22 MEASURED BY THE ALTERNATING CURRENT RATING OF THE SYSTEM'S INVERTER;
23 AND

24 (2) IS CERTIFIED TO GENERATE SREC-II CREDITS.

(L-2) "QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING SYSTEM" MEANS A SOLAR PHOTOVOLTAIC SYSTEM THAT:

(1) HAS A GENERATING CAPACITY THAT IS GREATER THAN 5 MEGAWATTS, AS MEASURED BY THE ALTERNATING CURRENT RATING OF THE SYSTEM'S INVERTER; AND

(2) IS CERTIFIED TO GENERATE SREC-II CREDITS.

2 (P-2) "SOLAR RENEWABLE ENERGY CREDIT" OR "SREC" MEANS A
3 RENEWABLE ENERGY CREDIT THAT IS DERIVED FROM A SOLAR ENERGY TIER 1
4 RENEWABLE SOURCE THAT:

5 (1) IS CONNECTED TO THE DISTRIBUTION SYSTEM IN THE STATE; AND

6 (2) IS NOT CERTIFIED TO RECEIVE SREC-II CREDITS.

7 (P-3) "SOLAR RENEWABLE ENERGY CREDIT II" OR "SREC-II" MEANS A
8 SOLAR RENEWABLE ENERGY CREDIT EQUAL TO THE GENERATION ATTRIBUTES OF 1
9 MEGAWATT-HOUR OF ELECTRICITY CONNECTED TO THE ELECTRIC TRANSMISSION
10 OR DISTRIBUTION SYSTEM SERVING THE STATE AND DERIVED FROM:

11 (1) A QUALIFYING DISTRIBUTED SOLAR ENERGY GENERATING
12 SYSTEM; OR

13 (2) A QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING
14 SYSTEM.

15 7-703.

19 (ii) If the standard becomes applicable to electricity sold to a
20 customer after the start of a calendar year, the standard does not apply to electricity sold
21 to the customer during that portion of the year before the standard became applicable.

22 (2) A renewable energy portfolio standard may not apply to electricity sales
23 at retail by any electricity supplier:

24 (i) in excess of 300,000,000 kilowatt-hours of industrial process load
25 to a single customer in a year;

26 (ii) to residential customers in a region of the State in which
27 electricity prices for residential customers are subject to a freeze or cap contained in a
28 settlement agreement entered into under § 7–505 of this title until the freeze or cap has
29 expired; or

30 (iii) to a customer served by an electric cooperative under an
31 electricity supplier purchase agreement that existed on October 1, 2004, until the

1 expiration of the agreement, as the agreement may be renewed or amended.

2 (3) The portion of a renewable energy portfolio standard that represents
3 offshore wind energy:

4 (i) applies only to the distribution sales of electric companies; and

5 (ii) may not apply to distribution sales by any electric company in
6 excess of:

7 1. 75,000,000 kilowatt-hours of industrial process load to a
8 single customer in a year; and

9 2. 3,000 kilowatt-hours of electricity in a month to a
10 customer who is an owner of agricultural land and files an Internal Revenue Service form
11 1040, schedule F.

12 **(4) THE PORTION OF A RENEWABLE ENERGY PORTFOLIO STANDARD**
13 **THAT REPRESENTS SOLAR ENERGY THAT IS DERIVED FROM QUALIFYING**
14 **DISTRIBUTED SOLAR ENERGY GENERATING SYSTEMS AND QUALIFYING**
15 **UTILITY-SCALE SOLAR ENERGY GENERATING SYSTEMS APPLIES ONLY TO THE**
16 **DISTRIBUTION SALES OF ELECTRIC COMPANIES.**

17 (b) Except as provided in subsections (e) and (f) of this section, the renewable
18 energy portfolio standard shall be as follows:

19 (23) in 2028:

20 (i) **AN AMOUNT EQUAL TO THE SUM OF:**

21 1. 43% from Tier 1 renewable sources, including:

22 [1.] A. at least 11% derived from solar energy **THAT IS NOT**
23 **GENERATED FROM SOURCES IDENTIFIED IN ITEM 2 OF THIS ITEM;**

24 [2.] B. an amount set by the Commission under §
25 7-704.2(a) of this subtitle derived from offshore wind energy, including at least 800
26 megawatts of Round 2 offshore wind projects; and

27 [3.] C. at least 1% derived from post-2022 geothermal
28 systems; and

29 2. **AN AMOUNT SET BY THE COMMISSION UNDER §**
30 **7-709.2 OF THIS SUBTITLE FOR RENEWABLE ENERGY CREDITS DERIVED FROM**
31 **SOLAR ENERGY THAT IS GENERATED FROM QUALIFYING DISTRIBUTED SOLAR**
32 **ENERGY GENERATING SYSTEMS AND QUALIFYING UTILITY-SCALE SOLAR ENERGY**

1 GENERATING SYSTEMS; AND

2 (ii) 2.5% from Tier 2 renewable sources;

3 (24) in 2029:

4 (i) **AN AMOUNT EQUAL TO THE SUM OF:**

5 1. 49.5% from Tier 1 renewable sources, including:

6 [1.] A. at least 12.5% derived from solar energy **THAT IS**
7 **NOT GENERATED FROM SOURCES IDENTIFIED IN ITEM 2 OF THIS ITEM;**8 [2.] B. an amount set by the Commission under §
9 7-704.2(a) of this subtitle derived from offshore wind energy, including at least 800
10 megawatts of Round 2 offshore wind projects; and11 [3.] C. at least 1% derived from post-2022 geothermal
12 systems; and13 2. **AN AMOUNT SET BY THE COMMISSION UNDER §**
14 **7-709.2 OF THIS SUBTITLE FOR RENEWABLE ENERGY CREDITS DERIVED FROM**
15 **SOLAR ENERGY THAT IS GENERATED FROM QUALIFYING DISTRIBUTED SOLAR**
16 **ENERGY GENERATING SYSTEMS AND QUALIFYING UTILITY-SCALE SOLAR ENERGY**
17 **GENERATING SYSTEMS; AND**

18 (ii) 2.5% from Tier 2 renewable sources; and

19 (25) in 2030 and later:

20 (i) **AN AMOUNT EQUAL TO THE SUM OF:**

21 1. 50% from Tier 1 renewable sources, including:

22 [1.] A. at least 14.5% derived from solar energy **THAT IS**
23 **NOT GENERATED FROM SOURCES IDENTIFIED IN ITEM 2 OF THIS ITEM;**24 [2.] B. an amount set by the Commission under §
25 7-704.2(a) of this subtitle derived from offshore wind energy, including at least 1,200
26 megawatts of Round 2 offshore wind projects; and27 [3.] C. at least 1% derived from post-2022 geothermal
28 systems; and29 2. **AN AMOUNT SET BY THE COMMISSION UNDER §**

1 7-709.2 OF THIS SUBTITLE FOR RENEWABLE ENERGY CREDITS DERIVED FROM
2 SOLAR ENERGY THAT IS GENERATED FROM QUALIFYING DISTRIBUTED SOLAR
3 ENERGY GENERATING SYSTEMS AND QUALIFYING UTILITY-SCALE SOLAR ENERGY
4 GENERATING SYSTEMS; AND

5 (ii) 2.5% from Tier 2 renewable sources.

6 (e) (1) **(I)** The required percentage of an electric cooperative's renewable
7 energy portfolio standard derived from solar energy shall be 2.5% in 2020 and later.

8 (II) AN ELECTRIC COOPERATIVE MAY MEET ITS RENEWABLE
9 ENERGY PORTFOLIO STANDARD FOR SOLAR ENERGY BY AUTHORIZING THE
10 PURCHASE OF SREC-II'S THROUGH A PROCUREMENT PROCESS ESTABLISHED BY
11 THE COMMISSION UNDER SUBTITLE 12, PART V OF THIS TITLE.

16 (IV) BEGINNING JANUARY 1, 2028, AN ELECTRIC COOPERATIVE
17 THAT FAILS TO SATISFY ITS SOLAR ENERGY REQUIREMENTS UNDER THIS
18 PARAGRAPH SHALL PAY A COMPLIANCE FEE EQUAL TO THE WEIGHTED AVERAGE
19 DOLLAR PER KILOWATT-HOUR OF SREC-II CREDITS PROCURED UNDER SUBTITLE
20 12, PART V OF THIS TITLE FOR THE RELEVANT COMPLIANCE YEAR INSTEAD OF THE
21 COMPLIANCE FEE ESTABLISHED UNDER § 7-705 OF THIS SUBTITLE.

(2) (I) The required percentage of a municipal electric utility's renewable energy portfolio standard shall be:

24 (i) in 2021:

²⁵ 1 20.4% from Tier 1 renewable sources, including:

26 A at least 1.95% derived from solar energy; and

29 3. 2.5% from Tier 2 renewable sources; and

30 (ii) in 2022 and later,] 20.4% from Tier 1 renewable sources,
31 including:

32 1. at least 1.95% derived from solar energy; and

2. an amount set by the Commission under § 7-704.2(a) of
this subtitle, not to exceed 2.5%, derived from offshore wind energy.

3 (II) A MUNICIPAL ELECTRIC UTILITY MAY MEET ITS
4 RENEWABLE ENERGY PORTFOLIO STANDARD FOR SOLAR ENERGY BY AUTHORIZING
5 THE PURCHASE OF SREC-II'S THROUGH A PROCUREMENT PROCESS ESTABLISHED
6 BY THE COMMISSION UNDER SUBTITLE 12, PART V OF THIS TITLE.

11 (IV) BEGINNING JANUARY 1, 2028, A MUNICIPAL ELECTRIC
12 UTILITY THAT FAILS TO SATISFY ITS SOLAR ENERGY REQUIREMENTS UNDER THIS
13 SECTION SHALL PAY A COMPLIANCE FEE EQUAL TO THE WEIGHTED AVERAGE
14 DOLLAR PER KILOWATT-HOUR OF SREC-II CREDITS PROCURED UNDER SUBTITLE
15 12, PART V OF THIS TITLE FOR THE RELEVANT COMPLIANCE YEAR INSTEAD OF THE
16 COMPLIANCE FEE ESTABLISHED UNDER § 7-705 OF THIS SUBTITLE.

17 7-705.

(i) 1. demonstrates that the electricity supplier has complied with the applicable renewable energy portfolio standard under § 7-703 of this subtitle and includes the submission of the required amount of renewable energy credits; or

(ii) documents the level of participation of minority business enterprises and minorities in the activities that support the creation of renewable energy credits used to satisfy the standard under § 7–703 of this subtitle, including development, installation, and operation of generating facilities that create credits;

30 (iii) documents the amounts and types of generation associated with
31 renewable energy credits purchased in compliance with § 7-707(c) of this subtitle during
32 the reporting period; and

33 (iv) documents the amount of renewable energy certificates that do
34 not qualify as renewable energy credits as defined in § 7–701 of this subtitle, including, for
35 each certificate:

4. any other information required by the Commission.

9 (2) Paragraph (1)(iii) and (iv) of this subsection does not apply to:

(i) the Department of General Services' sale of energy under § 7-704.4 of this subtitle; or

12 (ii) a community choice aggregator under § 7–510.3 of this title.

13 (b) (1) This subsection does not apply to a shortfall from:

26 (i) except as provided in item (ii) of this paragraph, a compliance fee
27 of

32 A. 4 cents through 2016;

- B. 3.75 cents in 2017 and 2018;
- C. 3 cents in 2019 through 2023;
- D. 2.75 cents in 2024;
- E. 2.5 cents in 2025;
- F. 2.475 cents in 2026;
- G. 2.45 cents in 2027;
- H. 2.25 cents in 2028 and 2029; and
- I. 2.235 cents in 2030 and later;

2. EXCEPT AS PROVIDED UNDER PARAGRAPH (1)(II) OF
the following amounts for each kilowatt-hour of shortfall from
the sources that is to be derived from solar energy:

- A. 45 cents in 2008;
- B. 40 cents in 2009 through 2014;
- C. 35 cents in 2015 and 2016;
- D. 19.5 cents in 2017;
- E. 17.5 cents in 2018;
- F. 10 cents in 2019;
- G. 10 cents in 2020;
- H. 8 cents in 2021;
- I. 6 cents in 2022;
- J. 6 cents in 2023;
- K. 6 cents in 2024;
- L. 5.5 cents in 2025;
- M. 4.5 cents in 2026;

(b-1) If an electricity supplier fails to comply with the renewable energy portfolio standard that is required to be derived from post-2022 geothermal systems for the applicable year, the electricity supplier shall pay into the [Maryland Strategic Energy Investment Fund established under § 9-20B-05 of the State Government Article] ESCROW ACCOUNT ESTABLISHED UNDER § 7-1235 OF THIS TITLE a compliance fee of the following amounts for each kilowatt-hour of shortfall from required post-2022 geothermal systems:

30 (1) 10 cents in 2023 through 2025;

- (2) 9 cents in 2026;
- (3) 8 cents in 2027; and
- (4) 6.5 cents in 2028 and later.

4 7-709.2.

5 (A) (1) ON OR BEFORE JANUARY 1, 2028, AND BEFORE EACH
6 PROCUREMENT ESTABLISHED UNDER § 7-1232 OF THIS TITLE, THE COMMISSION
7 SHALL DETERMINE:

(I) THE TOTAL NUMBER OF SRECs AND SREC-II'S GENERATED BY SOLAR ENERGY GENERATING SYSTEMS IN THE STATE DURING THE PREVIOUS YEAR; AND

25 (B) (1) THIS SUBSECTION APPLIES ONLY TO THE PROCUREMENT OF
26 SRECS AND SREC-IIIS GENERATED BY SOLAR ENERGY GENERATING SYSTEMS
27 THAT BEGAN OPERATION BEFORE JANUARY 1, 2028.

31 (3) THE PROCESS SHALL:

(D) DETERMINE THE AMOUNT OF SRECs AND SREC-IIIs

1 NEEDED TO BE PROCURED IN EACH PROCUREMENT;

2 (II) OCCUR FOLLOWING THE LAST MONTH IN WHICH SRECS
3 AND SREC-IIIS ARE GENERATED FOR THAT YEAR; AND

4 (III) ENSURE THAT THE SRECS AND SREC-IIIS PROCURED ARE
5 EQUAL TO THE TOTAL SRECS AND SREC-IIIS GENERATED IN THAT YEAR.

6 (4) THE PRICE FOR AN SREC OR SREC-II PROCURED THROUGH THE
7 PROCESS REQUIRED IN PARAGRAPH (2) OF THIS SUBSECTION SHALL BE EQUAL TO
8 THE ALTERNATIVE COMPLIANCE PAYMENT FOR SOLAR ENERGY UNDER § 7-705 OF
9 THIS SUBTITLE FOR THE RELEVANT RENEWABLE ENERGY PORTFOLIO STANDARD
10 COMPLIANCE YEAR.

11 7-1230. RESERVED.

12 7-1231. RESERVED.

13 **PART V. SOLAR ENERGY.**

14 7-1232.

15 (A) (1) BEGINNING JANUARY 1, 2028, AND AT INTERVALS OF NOT MORE
16 THAN 18 MONTHS UNTIL JANUARY 1, 2036, IN ACCORDANCE WITH THE PROGRAMS
17 ESTABLISHED IN §§ 7-1233 AND 7-1234 OF THIS SUBTITLE, THE COMMISSION, BY
18 ORDER OR REGULATION, SHALL ISSUE A SOLICITATION FOR APPLICATIONS FOR THE
19 CONSTRUCTION OF SOLAR ENERGY GENERATING SYSTEMS ELIGIBLE FOR
20 INCLUSION IN THE RENEWABLE ENERGY PORTFOLIO STANDARD THAT, IN TOTAL,
21 WILL INCREASE THE GENERATION OF SOLAR ENERGY IN THE STATE BY 4,000
22 MEGAWATTS OF GENERATING CAPACITY IN ADDITION TO THE TOTAL GENERATING
23 CAPACITY OF THE SOLAR GENERATING SYSTEMS IN OPERATION IN THE STATE ON
24 JANUARY 1, 2028, WITH THE ADDITIONAL GENERATION CAPACITY TO CONSIST OF:

25 (I) 2,000 MEGAWATTS FROM QUALIFYING DISTRIBUTED SOLAR
26 ENERGY GENERATING SYSTEMS; AND

27 (II) 2,000 MEGAWATTS FROM QUALIFYING UTILITY-SCALE
28 SOLAR ENERGY GENERATING SYSTEMS.

29 (2) THE COMMISSION, BY ORDER OR REGULATION, SHALL ESTABLISH
30 A PROCESS BY WHICH THE NUMBER OF SRECS ELECTRIC COMPANIES MUST
31 PROCURE UNDER § 7-709.2 OF THIS TITLE MAY BE REDUCED:

(I) BY AN AMOUNT EQUAL TO THE NUMBER OF SRECs
PROCURED DURING THE 2027 COMPLIANCE YEAR; AND

3 (II) BASED ON A METHOD DETERMINED BY THE COMMISSION.

4 (B) THE COMMISSION, BY ORDER OR REGULATION, SHALL ESTABLISH A
5 PROCESS TO ADJUST THE RENEWABLE ENERGY PORTFOLIO STANDARD FOR SOLAR
6 ENERGY EACH YEAR TO ACCOUNT FOR THE PROJECTED NUMBER OF SRECS AND
7 SREC-IIIS ANTICIPATED TO BE PROCURED UNDER § 7-709.2 OF THIS TITLE, AND
8 ANY OTHER ADJUSTMENTS THE COMMISSION CONSIDERS NECESSARY.

9 (C) THE COMMISSION MAY CONTRACT FOR THE SERVICES OF
10 INDEPENDENT CONSULTANTS OR EXPERTS IN THE IMPLEMENTATION OF THE
11 PROVISIONS OF THIS PART.

12 (D) A DEBT, AN OBLIGATION, OR A LIABILITY OF ANY SOLAR ENERGY
13 GENERATING SYSTEMS CONSTRUCTED UNDER THIS SUBTITLE MAY NOT BE
14 CONSIDERED A DEBT, AN OBLIGATION, OR A LIABILITY OF THE STATE.

15 7-1233.

16 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
17 INDICATED.

(4) "COMMUNITY SOLAR ENERGY GENERATING SYSTEM" HAS THE MEANING STATED IN § 7-306.2 OF THIS TITLE.

(5) "ELIGIBLE CUSTOMER-GENERATOR" HAS THE MEANING STATED IN § 7-306 OF THIS TITLE.

(7) "PROGRAM" MEANS THE DISTRIBUTED SOLAR FACILITIES INCENTIVE PROGRAM.

(9) "QUALIFYING DISTRIBUTED SOLAR ENERGY GENERATING SYSTEM" HAS THE MEANING STATED IN § 7-701(l-1) OF THIS TITLE.

8 (B) (1) THERE IS A DISTRIBUTED SOLAR FACILITIES INCENTIVE
9 PROGRAM.

10 (2) THE COMMISSION SHALL ADMINISTER THE PROGRAM.

15 (C) ON OR BEFORE JANUARY 1, 2035, THE PROGRAM SHALL PROVIDE
16 INCENTIVES FOR THE DEVELOPMENT OF NEW GENERATION CAPACITY OF AT LEAST
17 2,000 MEGAWATTS OF SOLAR ENERGY FROM OWNERS OF QUALIFYING DISTRIBUTED
18 SOLAR ENERGY GENERATING SYSTEMS.

19 (D) (1) THE COMMISSION SHALL ESTABLISH ELIGIBILITY CRITERIA AND
20 AN APPLICATION PROCESS FOR OWNERS OF DISTRIBUTED SOLAR ENERGY
21 GENERATING SYSTEMS TO BE QUALIFIED UNDER THE PROGRAM.

22 (2) IN ADDITION TO ANY QUALIFICATION REQUIREMENTS
23 ESTABLISHED BY THE COMMISSION, A QUALIFYING DISTRIBUTED SOLAR ENERGY
24 GENERATING SYSTEM SHALL:

25 (I) BE CONNECTED TO THE ELECTRIC DISTRIBUTION SYSTEM
26 SERVING MARYLAND:

(III) BE PLACED IN SERVICE AFTER DECEMBER 31, 2027; AND

30 (IV) CONTRIBUTE TOWARD THE STATE'S ENERGY SUPPLY
31 NEEDS.

5 (I) BEHIND-THE-METER RESIDENTIAL;

(II) BEHIND-THE-METER NONRESIDENTIAL;

8 (IV) ANY OTHER MARKET SEGMENT DETERMINED BY THE
9 COMMISSION.

10 (2) THE COMMISSION MAY ADJUST THE ADMINISTRATIVELY
11 DETERMINED INCENTIVE AND CAPACITY BLOCKS NOT EARLIER THAN 90 DAYS
12 AFTER PROVIDING PUBLIC NOTICE OF THE ACTION:

13 (I) IF THE COMMISSION FINDS THAT AN ADJUSTMENT IS
14 NECESSARY; OR

15 (II) TO ADDRESS CHANGES IN LAW OR POLICY.

31 (H) IN CALCULATING THE NET RESIDENTIAL RATEPAYER COST.

1 THE COMMISSION SHALL TAKE INTO ACCOUNT:

2 1. THE COST OF ANY ADMINISTRATIVELY DETERMINED
3 INCENTIVE SREC-II'S REQUIRED TO BE PURCHASED BY ELECTRIC COMPANIES; AND

4 2. THE BENEFITS ATTRIBUTABLE TO THE PROGRAM, AS
5 DETERMINED BY THE COMMISSION, INCLUDING:

6 A. ENERGY GENERATED;

7 B. THE VALUE OF ANY REDUCTION IN CAPACITY
8 PURCHASES BY LOAD-SERVING ENTITIES IN THE STATE THAT RESULT FROM THE
9 QUALIFYING DISTRIBUTED SOLAR ENERGY GENERATING SYSTEMS AUTHORIZED
10 UNDER THE PROGRAM;

11 C. AVOIDED TRANSMISSION AND DISTRIBUTION LINE
12 AND CAPACITY AUCTION COSTS; AND

13 D. SOCIETAL COSTS AND BENEFITS.

14 (F) IN DETERMINING THE ADMINISTRATIVELY DETERMINED INCENTIVE
15 FOR EACH MARKET SEGMENT, THE COMMISSION:

16 (1) MAY CONSIDER PRICE DIFFERENTIALS BASED ON:

17 (I) FEDERAL POLICIES AND PROGRAMS RELATING TO SOLAR
18 ENERGY GENERATING SYSTEMS;

19 (II) THE COST TO CONSTRUCT AND FINANCE A SOLAR ENERGY
20 GENERATING SYSTEM; AND

21 (III) ANY OTHER CRITERIA DETERMINED BY THE COMMISSION;

22 (2) SHALL ESTABLISH MONETARY VALUES THAT ENCOURAGE
23 MARKET DEVELOPMENT WHILE BALANCING RATEPAYER COSTS; AND

24 (3) SHALL STRIVE TO ACHIEVE MARKET DIVERSITY.

25 (G) IN ESTABLISHING THE CAPACITY BLOCK FOR EACH MARKET SEGMENT
26 UNDER SUBSECTION (E)(1) OF THIS SECTION, THE COMMISSION SHALL:

27 (1) ENABLE MEANINGFUL AND CONTINUED MARKET GROWTH FOR
28 EACH MARKET SEGMENT;

4 (3) FOR EACH MARKET SEGMENT:

5 (I) ENSURE THAT THE NEXT CAPACITY BLOCK IS ESTABLISHED
6 AS SOON AS REASONABLY POSSIBLE AFTER THE CURRENT CAPACITY BLOCK IS
7 FULLY RESERVED; AND

8 (II) MAINTAIN A CAPACITY BLOCK WAITLIST UNTIL THE NEXT
9 CAPACITY BLOCK IS ESTABLISHED AND ALLOW THE WAITLISTED PROJECTS TO HAVE
10 PRIORITY IN THE SUBSEQUENT CAPACITY BLOCK.

11 (H) (1) A QUALIFYING DISTRIBUTED SOLAR ENERGY GENERATING
12 SYSTEM THAT GENERATES SREC-II'S UNDER THIS SECTION MAY NOT RECEIVE ANY
13 OTHER EQUIVALENT SOLAR ENERGY CREDITS.

23 7-1234.

24 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
25 INDICATED.

26 (2) "PROGRAM" MEANS THE UTILITY-SCALE SREC-II PROGRAM.

27 (3) "QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING
28 SYSTEM" HAS THE MEANING STATED IN § 7-701(l-2) OF THIS TITLE.

30 (2) THE COMMISSION SHALL ADMINISTER THE PROGRAM.

5 (D) A QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING SYSTEM
6 UNDER THE PROGRAM SHALL:

7 (1) HAVE A GENERATING CAPACITY THAT IS GREATER THAN 5
8 MEGAWATTS, AS MEASURED IN DIRECT CURRENT, OR ANOTHER GENERATING
9 CAPACITY AS SPECIFIED BY THE COMMISSION BUT AT LEAST 5 MEGAWATTS;

10 (2) BE CONNECTED TO THE ELECTRIC TRANSMISSION SYSTEM
11 SERVING MARYLAND;

12 (3) BE ELIGIBLE FOR INCLUSION IN THE RENEWABLE ENERGY
13 PORTFOLIO STANDARD;

(4) BE NEWLY CONSTRUCTED OR RECONSTRUCTED; AND

(5) MEET ANY OTHER CRITERIA DEVELOPED BY THE COMMISSION.

16 (E) (1) BY REGULATION OR ORDER, THE COMMISSION SHALL ESTABLISH
17 A COMPETITIVE SOLICITATION PROCESS FOR THE SELECTION OF PROJECTS FOR
18 THE CONSTRUCTION OF QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING
19 SYSTEMS UNDER THE PROGRAM.

23 (I) A PROPOSED SREC-II PRICING SCHEDULE THAT
24 SPECIFIES:

1. A FIXED RATE OR RATE SCHEDULE; AND

28 (II) A CERTIFICATION THAT, IF SELECTED UNDER THE
29 PROGRAM, THE CONSTRUCTION OF THE QUALIFYING UTILITY-SCALE SOLAR
30 ENERGY GENERATING SYSTEM SHALL INCLUDE A COMMUNITY BENEFIT AGREEMENT

1 AS ESTABLISHED UNDER § 7-1202 OF THIS SUBTITLE.

2 (F) THE COMMISSION SHALL:

3 (1) IN ACCORDANCE WITH § 7-1232 OF THIS SUBTITLE, DETERMINE A
4 SCHEDULE FOR THE PROCUREMENT OF QUALIFYING UTILITY-SCALE SOLAR
5 ENERGY GENERATING SYSTEMS UNDER THE PROGRAM THAT MEETS THE JANUARY
6 1, 2035, GOAL WHILE BALANCING RATEPAYER COSTS; AND

7 (2) ADOPT REGULATIONS TO IMPLEMENT THE PROGRAM, INCLUDING
8 REQUIREMENTS FOR:

9 (I) CERTIFICATION AS A QUALIFYING UTILITY-SCALE SOLAR
10 ENERGY GENERATING SYSTEM; AND

11 (II) ANY MONEY TO BE HELD IN ESCROW DURING THE BIDDING
12 PROCESS.

13 (G) (1) BEGINNING JANUARY 1, 2027, AND EVERY 18 MONTHS
14 THEREAFTER, THE COMMISSION SHALL COMMENCE SOLICITATIONS FOR THE
15 AWARD OF PROJECTS UNDER THE PROGRAM.

16 (2) THE SOLICITATION SHALL:

17 (I) AWARD CONTRACTS FOR THE CONSTRUCTION OF
18 QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING SYSTEMS FOR NOT LESS
19 THAN 205 MEGAWATTS PER YEAR FOR 8 YEARS AFTER THE FIRST CONTRACTS ARE
20 AWARDED;

21 (II) AWARD CONTRACTS WITHIN 6 MONTHS AFTER EACH
22 SOLICITATION;

23 (III) ENSURE AWARDED PROJECTS RECEIVE A RENEWABLE
24 ENERGY INCENTIVE PAYMENT, IN THE FORM OF AN SREC-II VALUE PER
25 MEGAWATT-HOUR FOR THE ENVIRONMENTAL ATTRIBUTE PRODUCED BY THE
26 QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING SYSTEM, AND ANY OTHER
27 BENEFITS TO THE STATE PROVIDED BY THE SYSTEM, AS DETERMINED BY THE
28 COMMISSION;

29 (IV) ENSURE THAT THE LENGTH OF AN AWARD IS SUFFICIENT TO
30 ENCOURAGE LOW FINANCING RATES, PROVIDE REASONABLE RISKS TO
31 RATEPAYERS, AND ENABLE THE DEVELOPMENT OF AFFORDABLE RENEWABLE
32 ENERGY;

(V) MITIGATE PRICE AND DELIVERY RISKS FOR CONSUMERS;

2 (VI) INCLUDE REQUIREMENTS DESIGNED TO ENSURE
3 SUCCESSFUL COMPLETION OF PROJECTS, INCLUDING THE IMPOSITION OF
4 APPROPRIATE ESCROW FEES, BID MATURITY REQUIREMENTS, REQUIRED
5 INTERCONNECTION MILESTONES, AND COMMERCIAL OPERATION MILESTONES;

6 (VII) ENSURE THE RECOGNITION OF THE ENVIRONMENTAL AND
7 PUBLIC HEALTH BENEFITS OF PROJECTS LOCATED ON BROWNFIELDS OR
8 CONTAMINATED SITES;

9 (VIII) BE OPEN ON A NONDISCRIMINATORY BASIS TO ANY
10 PROJECT MEETING THE CRITERIA OF THIS SUBTITLE; AND

11 (IX) INCLUDE ANY OTHER REQUIREMENTS DEVELOPED BY THE
12 COMMISSION.

(II) MAY INCLUDE A CAP ON THE RENEWABLE ENERGY INCENTIVE UNDER PARAGRAPH (2)(III) OF THIS SUBSECTION; AND

20 (III) PROCURE MORE THAN THE MINIMUM QUANTITY OF SOLAR
21 ENERGY REQUIRED UNDER THE PROGRAM IF APPLICATIONS ARE BELOW THE
22 LOW-APPLICATION THRESHOLD ESTABLISHED IN ITEM (I) OF THIS PARAGRAPH.

30 (I) RANK ALL APPLICATIONS RECEIVED BASED ON THE
31 ESTIMATED COST OF THE PROJECT OR ESTIMATED COST BY CATEGORY:

3 (III) ADJUST THE NUMBER OF PROJECTS SELECTED IF THE
4 COSTS ARE ABOVE OR BELOW THE CONFIDENTIAL PREDETERMINED THRESHOLDS
5 ESTABLISHED UNDER PARAGRAPH (3) OF THIS SECTION.

6 (H) (1) THE COMMISSION, BY ORDER, SHALL APPROVE, CONDITIONALLY
7 APPROVE, OR DENY ONE OR MORE PROJECTS UNDER THIS SECTION WITHIN 6
8 MONTHS AFTER THE CLOSE OF THE SOLICITATION PERIOD.

9 (2) AN ORDER APPROVING A PROJECT UNDER THIS SECTION SHALL:

10 (I) SPECIFY THE SREC-II FIXED PRICING SCHEDULE FOR
11 ENERGY GENERATED BY THE PROJECT;

12 (II) SPECIFY THE DURATION OF THE SREC-II FIXED PRICING
13 SCHEDULE, NOT TO EXCEED 15 YEARS;

14 (III) SPECIFY THE TOTAL NUMBER OF SREC-II'S THAT MAY BE
15 SOLD EACH YEAR FROM THE QUALIFYING UTILITY-SCALE SOLAR ENERGY
16 GENERATING SYSTEM;

17 (IV) PROVIDE THAT NO PAYMENT MAY BE MADE FOR AN
18 SREC-II UNTIL THE QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING
19 SYSTEM IS OPERATIONAL AND GENERATING ENERGY; AND

20 (v) PROVIDE THAT THE STATE SHALL BE HELD HARMLESS FOR
21 ANY COST OVERRUNS ASSOCIATED WITH THE CONSTRUCTION AND OPERATION OF
22 THE QUALIFYING UTILITY-SCALE SOLAR ENERGY GENERATING SYSTEM.

23 (3) A PROJECT APPROVED UNDER THIS SECTION SHALL REQUIRE:

24 (I) COMPLIANCE WITH THE APPLICABLE PREVAILING WAGE
25 RATES DETERMINED UNDER THIS SECTION;

26 (II) COMPLIANCE WITH THE REQUIREMENTS OF §§ 17-219
27 THROUGH 17-221 OF THE STATE FINANCE AND PROCUREMENT ARTICLE; AND

28 (III) THE CONTRACTORS AND SUBCONTRACTORS TO INCLUDE
29 THE REQUIREMENTS OF THIS SECTION IN ANY CONTRACTS FOR ANY OTHER
30 SUBCONTRACTORS BELOW THE PRIME CONTRACTORS OR SUBCONTRACTORS.

4 (I) PROVISIONS RELATING TO THE REPORTING OF
5 NONCOMPLIANCE OR VIOLATIONS OF THE PREVAILING WAGE REQUIREMENTS;

6 (II) PROVISIONS ALLOWING THE USAGE OF THE ESCROW
7 ACCOUNT UNDER THIS SUBTITLE TO ISSUE BACKPAY TO WORKERS; AND

11 (I) (1) UNDER THE PROGRAM, A QUALIFYING UTILITY-SCALE SOLAR
12 ENERGY GENERATING SYSTEM SHALL GENERATE ONLY SREC-IIIS.

19 (4) UNDER THE PROGRAM:

20 (I) AN SREC-II GENERATED BY A QUALIFYING UTILITY-SCALE
21 SOLAR ENERGY GENERATING SYSTEM MAY BE APPLIED ONLY TOWARD MEETING THE
22 RENEWABLE ENERGY PORTFOLIO STANDARD FOR THE YEAR IN WHICH THE
23 SREC-II IS GENERATED OR THE FOLLOWING YEAR, ON DETERMINATION BY THE
24 COMMISSION; AND

25 (II) AN OWNER OF A QUALIFYING UTILITY-SCALE SOLAR
26 ENERGY GENERATING SYSTEM PRODUCING SREC-II'S MAY NOT SELL, ALIENATE,
27 OR DISPOSE OF ANY OF THE ENVIRONMENTAL ATTRIBUTES ASSOCIATED WITH THE
28 ENERGY GENERATED BY THE SYSTEM.

29 (J) (1) AN APPLICATION FOR A QUALIFYING UTILITY-SCALE SOLAR
30 ENERGY GENERATING SYSTEM UNDER THIS SECTION SHALL BE SUBJECT TO A
31 COMMUNITY BENEFIT AGREEMENT.

(2) A COMMUNITY BENEFIT AGREEMENT SHALL:

5 (II) ENSURE THE TIMELY, SAFE, AND EFFICIENT COMPLETION
6 OF THE PROJECT BY FACILITATING THE HIRING OF HIGHLY SKILLED WORKERS WHO
7 SHALL BE PAID NOT LESS THAN THE PREVAILING WAGE, AS DETERMINED BY THE
8 COMMISSIONER OF LABOR AND INDUSTRY UNDER TITLE 17, SUBTITLE 2 OF THE
9 STATE FINANCE AND PROCUREMENT ARTICLE;

10 (III) GUARANTEE THAT THE CONSTRUCTION WORK ASSOCIATED
11 WITH THE PROJECT IS SUBJECT TO AN AGREEMENT THAT:

27 (IV) PROMOTE SAFE COMPLETION OF THE PROJECT BY
28 ENSURING THAT AT LEAST 80 PERCENT OF THE CRAFT WORKERS HAVE COMPLETED
29 AN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION'S 10-HOUR SAFETY
30 COURSE;

31 (V) PROMOTE CAREER TRAINING OPPORTUNITIES IN THE
32 CONSTRUCTION INDUSTRY FOR LOCAL RESIDENTS, VETERANS, WOMEN,

1 MINORITIES, AND FORMERLY INCARCERATED INDIVIDUALS;

2 (VI) INCLUDE PROVISIONS FOR LOCAL HIRING AND HIRING
3 HISTORICALLY DISADVANTAGED INDIVIDUALS; AND

4 (VII) ENSURE A STEADY SUPPLY OF LABOR AND PROMOTE
5 WORKFORCE DEVELOPMENT BY REQUIRING THE USE OF APPRENTICES ENROLLED
6 IN REGISTERED APPRENTICESHIP PROGRAMS, AS DEFINED IN TITLE 11, SUBTITLE
7 4 OF THE LABOR AND EMPLOYMENT ARTICLE.

8 (K) ANY MISREPRESENTATION OR OMISSION INCLUDED IN THE REPORTING
9 REQUIRED BY A CONTRACT AWARDED UNDER THIS SECTION SHALL CONSTITUTE A
10 FALSE RECORD OR STATEMENT MATERIAL TO A FALSE OR FRAUDULENT CLAIM FOR
11 PURPOSES OF § 8-102 OF THE GENERAL PROVISIONS ARTICLE.

12 7-1235.

13 (A) THE COMMISSION, BY REGULATION OR ORDER, SHALL:

14 (1) DIRECT ELECTRICITY SUPPLIERS, IN CONSULTATION WITH THE
15 COMMISSION, TO JOINTLY SELECT AN ESCROW ADMINISTRATOR;

16 (2) ESTABLISH AN ESCROW ACCOUNT, UNDER THE SUPERVISION OF
17 THE ESCROW ADMINISTRATOR, TO ENSURE THE SECURE AND TRANSPARENT
18 TRANSFER OF REVENUES AND SRECs, REGARDLESS OF TYPE, PROCURED UNDER
19 THIS SUBTITLE;

20 (3) ESTABLISH A NONBYPASSABLE SURCHARGE THAT ALLOWS AN
21 ELECTRIC COMPANY TO RECOVER ALL COSTS ASSOCIATED WITH THE PURCHASE OF
22 SRECs AND SREC-IIIS FROM CUSTOMERS IN THE SERVICE TERRITORY OF THE
23 ELECTRIC COMPANY THAT IS ADDED TO THE SUPPLY RATE ON A CUSTOMER'S
24 UTILITY BILL; AND

25 (4) ESTABLISH A MECHANISM THAT ANNUALLY:

26 (I) DETERMINES EACH ELECTRIC COMPANY'S SREC AND
27 SREC-II PURCHASE OBLIGATIONS UNDER THIS SUBTITLE FOR THE FOLLOWING
28 COMPLIANCE YEAR FOR SRECs AND SREC-IIIS GENERATED BY SOLAR ENERGY
29 GENERATING SYSTEMS THAT BEGIN OPERATION AFTER JANUARY 1, 2028;

30 (II) ADJUSTS THE RENEWABLE ENERGY PORTFOLIO STANDARD
31 OBLIGATION TO ACCOMMODATE A SHORTFALL OR EXCESS IN EARLIER YEARS THAT
32 RESULTS FROM THE VARIATION BETWEEN THE QUANTITY OF SRECs AND

1 SREC-IIIs, CALCULATED FOR THE RENEWABLE ENERGY PORTFOLIO STANDARD
2 OBLIGATION AND THE QUANTITY OF SRECs AND SREC-IIIs SOLD UNDER THIS
3 SUBTITLE; AND

4 (III) ADJUSTS THE NONBYPASSABLE SURCHARGE FOR
5 PROJECTED AND PAST PURCHASE OBLIGATIONS.

6 (B) (1) EACH ELECTRIC COMPANY SHALL PROCURE FROM THE ESCROW
7 ACCOUNT UNDER THIS SECTION THE NUMBER OF SRECs AND SREC-IIIs TO
8 SATISFY THE ELECTRIC COMPANY'S OBLIGATIONS UNDER THIS SUBTITLE AND §
9 7-709.2 OF THIS TITLE.

10 (2) SUBJECT TO ANY ESCROW ACCOUNT RESERVE REQUIREMENT
11 ESTABLISHED BY THE COMMISSION, IF THERE ARE INSUFFICIENT SRECs AND
12 SREC-IIIs UNDER THIS SUBTITLE AVAILABLE FOR PURCHASE, ANY OVERPAYMENT
13 SHALL BE DISTRIBUTED BACK TO THE ELECTRIC COMPANY TO BE REFUNDED OR
14 CREDITED TO EACH CUSTOMER BASED ON THE CUSTOMER'S CONSUMPTION OF
15 ELECTRICITY THAT IS SUBJECT TO THE RENEWABLE ENERGY PORTFOLIO
16 STANDARD.

17 (3) THE CALCULATION OF AN ELECTRIC COMPANY'S SREC AND
18 SREC-II PURCHASE OBLIGATIONS UNDER THIS SUBTITLE FOR SRECs AND
19 SREC-IIIs GENERATED BY SOLAR ENERGY GENERATING SYSTEMS THAT BEGIN
20 OPERATION AFTER JANUARY 1, 2028, SHALL BE BASED ON FINAL ELECTRICITY
21 SALES, AS DETERMINED BY THE COMMISSION.

22 (4) ANY INTEREST EARNED IN THE ESCROW ACCOUNT SHALL REMAIN
23 IN THE ACCOUNT AND MAY NOT BE REDIRECTED TO ANY OTHER FUND.

24 (C) SUBJECT TO ANY ESCROW ACCOUNT RESERVE REQUIREMENT
25 ESTABLISHED BY THE COMMISSION, COMPLIANCE FEES PAID INTO THE ESCROW
26 ACCOUNT ESTABLISHED IN THIS SECTION SHALL BE DISTRIBUTED TO ELECTRIC
27 COMPANIES TO PAY FOR FUTURE SRECs AND SREC-IIIs PROCURED UNDER THIS
28 SUBTITLE.

29 Article – Tax – General

30 8-404.

31 (a) Each public service company that, in a calendar year, has gross receipts
32 derived from business in the State or delivers electricity or natural gas for final
33 consumption in the State shall complete, under oath, and file with the Department a public
34 service company franchise tax return, on or before April 15th of the next year.

(2) A public service company required under paragraph (1) of this subsection to file a declaration of estimated tax for a taxable year shall complete and file with the Department a quarterly estimated tax return on or before June 15, September 15, and December 15 of that year.

8 (c) A public service company shall file with the return an attachment that states
9 any information that the Department requires to determine gross receipts derived from
10 business in the State or kilowatt hours or therms of natural gas delivered for final
11 consumption in the State.

12 (D) A PUBLIC SERVICE COMPANY THAT IS ENGAGED IN THE TRANSMISSION,
13 DISTRIBUTION, OR DELIVERY OF ELECTRICITY IN THE STATE SHALL FILE WITH THE
14 RETURN THE GROSS RECEIPTS DERIVED FROM CUSTOMERS IN THE STATE THAT USE
15 MORE THAN 100 MEGAWATTS OF ELECTRICITY.

16 8-408.

17 The Department shall:

18 (1) administer the laws that relate to the public service company franchise
19 tax;

20 (2) adopt reasonable regulations to administer the provisions of laws that
21 relate to the public service company franchise tax;

22 (3) design the returns and forms that, on completion, provide the
23 information required for the administration of the public service company franchise tax
24 laws;

25 (4) collect the public service company franchise tax revenue, including
26 penalties and interest;

27 (5) ALLOCATE 75% OF THE PUBLIC SERVICE COMPANY FRANCHISE
28 TAX REVENUES ATTRIBUTED TO CUSTOMERS THAT USE MORE THAN 100
29 MEGAWATTS OF ELECTRICITY THAT IS COLLECTED FROM PUBLIC SERVICE
30 COMPANIES THAT ARE ENGAGED IN THE TRANSMISSION, DISTRIBUTION, OR
31 DELIVERY OF ELECTRICITY IN THE STATE TO THE ESCROW ACCOUNT ESTABLISHED
32 UNDER § 7-1235 OF THE PUBLIC UTILITIES ARTICLE;

(6) EXCEPT AS PROVIDED IN ITEM (5) OF THIS SECTION, pay that revenue into the General Fund of the State; and

1 **[(6)] (7)** certify to the Comptroller that revenue.

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