

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

January 21, 2010  
Date

Committee on Local Government and Energy.

After consideration on the merits, the Committee recommends the following:

SB10-019 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 6, after "(2.7)" insert "(a)".

2 Page 2, line 11, strike "FIVE" and substitute "TWO".

3 Page 2, after line 13 insert:

4           "(b) FOR PURPOSES OF THIS SUBSECTION (2.7), "NEW FACILITY"  
5 INCLUDES A COMBINED FACILITY THAT IS A COMBINATION OF A FACILITY  
6 PLACED IN PRODUCTION BEFORE JANUARY 1, 2010, THAT USES REAL AND  
7 PERSONAL PROPERTY TO GENERATE AND DELIVER TO THE  
8 INTERCONNECTION METER ANY SOURCE OF ELECTRIC OR MECHANICAL  
9 ENERGY BY HARNESSING THE KINETIC ENERGY OF WATER AND THAT IS NOT  
10 PRIMARILY DESIGNED TO SUPPLY ENERGY FOR CONSUMPTION ON SITE AND  
11 AN ADDITION OR ENERGY EFFICIENCY IMPROVEMENT TO THE FACILITY  
12 FIRST PLACED IN PRODUCTION ON OR AFTER JANUARY 1, 2010, IF:

13           (I) THE ADDITION OR EFFICIENCY IMPROVEMENT INCREASES THE  
14 ELECTRICAL OR MECHANICAL ENERGY-PRODUCING CAPACITY OF THE  
15 COMBINED FACILITY BY AT LEAST TWENTY-FIVE PERCENT OVER THE  
16 CAPACITY OF THE FACILITY PLACED IN PRODUCTION BEFORE JANUARY 1,  
17 2010, ALONE; AND

18           (II) THE COMBINED FACILITY GENERATES AND DELIVERS TO THE  
19 INTERCONNECTION METER A TOTAL AMOUNT OF ELECTRICAL OR

1 MECHANICAL ENERGY IN EXCESS OF TWO MEGAWATTS."

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