

A bill for an act
relating to energy; extending period during which renewable energy payment
incentives may be paid; directing payments to other projects from projects
whose eligibility to receive payments expires; appropriating money for incentive
payments; amending Minnesota Statutes 2008, section 116C.779, subdivision 2.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2008, section 116C.779, subdivision 2, is amended to
read:

Subd. 2. **Renewable energy production incentive.** (a) Until January 1, ~~2018~~ 2021,
up to \$10,900,000 annually must be allocated from available funds in the account to
fund renewable energy production incentives. \$9,400,000 of this annual amount is for
incentives for ~~up to 200 megawatts of~~ electricity generated by wind energy conversion
systems that are eligible for the incentives under section 216C.41 or Laws 2005, chapter
40.

(b) The balance of this amount, up to \$1,500,000 annually, may be used for
production incentives for on-farm biogas recovery facilities and hydroelectric facilities
that are eligible for the incentive under section 216C.41 ~~or for production incentives for~~
~~other renewables, to be provided in the same manner as under section 216C.41.~~

(c) Any funds allocated to incentive payments for wind energy conversion systems
under paragraph (a) that are not expended for that purpose must be allocated to incentive
payments under paragraph (b) if necessary to fully pay eligible claims for incentive
payments to qualified on-farm biogas recovery facilities and hydroelectric facilities.

(d) If funds allocated in calendar year 2010 under paragraphs (b) and (c) are
insufficient to fully pay eligible claims for incentive payments to qualified on-farm biogas

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2.1 recovery facilities and hydroelectric facilities, up to \$500,000 of additional funds in the
2.2 renewable development account must be allocated to make up the insufficiency.

2.3 (e) Any portion of the \$10,900,000 not expended in any calendar year for the
2.4 incentive is available for other spending purposes under this section. This subdivision
2.5 does not create an obligation to contribute funds to the account.

2.6 ~~(b)~~ (f) The Department of Commerce shall determine eligibility of projects under
2.7 section 216C.41 for the purposes of this subdivision. At least quarterly, the Department of
2.8 Commerce shall notify the public utility of the name and address of each eligible project
2.9 owner and the amount due to each project under section 216C.41. The public utility shall
2.10 make payments within 15 working days after receipt of notification of payments due.