

SENATE

STATE OF MINNESOTA

EIGHTY-EIGHTH LEGISLATURE

S.F. No. 1488

(SENATE AUTHORS: BENSON, Brown and Scalze)

DATE	D-PG	OFFICIAL STATUS
03/20/2013	1356	Introduction and first reading Referred to Environment and Energy

1.1

A bill for an act

1.2

relating to energy; eliminating the size limitation on hydropower sources that

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may satisfy the renewable energy standard; amending Minnesota Statutes 2012,

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section 216B.1691, subdivision 1.

1.5

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

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Section 1. Minnesota Statutes 2012 Supplement, section 216B.1691, subdivision 1,

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is amended to read:

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Subdivision 1. **Definitions.** (a) Unless otherwise specified in law, "eligible energy

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technology" means an energy technology that generates electricity from the following

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renewable energy sources:

- 1.11
- (1) solar;
- 1.12
- (2) wind;
- 1.13
- (3) hydroelectric ~~with a capacity of less than 100 megawatts;~~

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(4) hydrogen, provided that after January 1, 2010, the hydrogen must be generated

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from the resources listed in this paragraph; or

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(5) biomass, which includes, without limitation, landfill gas; an anaerobic digester

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system; the predominantly organic components of wastewater effluent, sludge, or related

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by-products from publicly owned treatment works, but not including incineration of

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wastewater sludge to produce electricity; and an energy recovery facility used to capture

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the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal

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solid waste as a primary fuel.

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(b) "Electric utility" means a public utility providing electric service, a generation

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and transmission cooperative electric association, a municipal power agency, or a power

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district.

2.1 (c) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year
2.2 by an electric utility to retail customers of the electric utility or to a distribution utility
2.3 for distribution to the retail customers of the distribution utility. ~~"Total retail electric~~
2.4 ~~sales" does not include the sale of hydroelectricity supplied by a federal power marketing~~
2.5 ~~administration or other federal agency, regardless of whether the sales are directly to a~~
2.6 ~~distribution utility or are made to a generation and transmission utility and pooled for~~
2.7 ~~further allocation to a distribution utility.~~