SENATE STATE OF MINNESOTA EIGHTY-SEVENTH LEGISLATURE

A bill for an act

S.F. No. 1906

(SENATE AUTHORS: BENSON, DeKruif, Howe, Brown and Carlson)

DATE	D-PG	OFFICIAL STATUS
02/16/2012	3832	Introduction and first reading Referred to Energy, Utilities and Telecommunications
03/01/2012 03/08/2012	4080	637

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1.2 1.3 1.4	relating to energy; eliminating the size limitation on hydropower sources that may satisfy the renewable energy standard; amending Minnesota Statutes 2011 Supplement, section 216B.1691, subdivision 1.
1.5	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
1.6	Section 1. Minnesota Statutes 2011 Supplement, section 216B.1691, subdivision 1,
1.7	is amended to read:
1.8	Subdivision 1. Definitions. (a) Unless otherwise specified in law, "eligible energy
1.9	technology" means an energy technology that generates electricity from the following
1.10	renewable energy sources:
1.11	(1) solar;
1.12	(2) wind;
1.13	(3) hydroelectric with a capacity of less than 100 megawatts;
1.14	(4) hydrogen, provided that after January 1, 2010, the hydrogen must be generated
1.15	from the resources listed in this paragraph; or
1.16	(5) biomass, which includes, without limitation, landfill gas; an anaerobic digester
1.17	system; the predominantly organic components of wastewater effluent, sludge, or related
1.18	by-products from publicly owned treatment works, but not including incineration of
1.19	wastewater sludge to produce electricity; and an energy recovery facility used to capture
1.20	the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal
1.21	solid waste as a primary fuel.
1.22	(b) "Electric utility" means a public utility providing electric service, a generation
1.23	and transmission cooperative electric association, a municipal power agency, or a power

Section 1. 1

district.

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

Section 1. 2