

CHAPTER 269
SB 123-FN-LOCAL – FINAL VERSION

03/14/13 0804s
5June2013... 1860h
06/26/13 2188EBA

2013 SESSION

13-0496
09/05

SENATE BILL ***123-FN-LOCAL***

AN ACT relative to the use of proceeds from the regional greenhouse gas initiative program.

SPONSORS: Sen. Stiles, Dist 24; Sen. Bradley, Dist 3; Sen. Odell, Dist 8; Sen. Fuller Clark, Dist 21; Rep. Kaen, Straf 5; Rep. Flanagan, Hills 26; Rep. Borden, Rock 24; Rep. John Hunt, Ches 11; Rep. Copeland, Rock 19

COMMITTEE: Energy and Natural Resources

AMENDED ANALYSIS

This bill allocates certain proceeds from the regional greenhouse gas initiative (RGGI) program to municipal and local government energy efficiency projects. This bill also permits return of unused allowance sale proceeds to business and municipal customers who fund the system benefits charge.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Thirteen

AN ACT relative to the use of proceeds from the regional greenhouse gas initiative program.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 269:1 Energy Efficiency Fund and Use of Auction Proceeds. RSA 125-O:23, II-III are repealed
2 and reenacted to read as follows:

3 II. All amounts in excess of the threshold price of \$1 for any allowance sale shall be rebated
4 to all retail electric ratepayers in the state on a per-kilowatt-hour basis, in a timely manner to be
5 determined by the commission.

6 III. All remaining proceeds received by the state from the sale of allowances shall be
7 allocated by the commission as an additional source of funding to electric distribution companies for
8 core energy efficiency programs which are approved by the commission and funded by SBC funds.
9 Beginning January 1, 2014, the core utilities shall dedicate up to \$2,000,000 of these remaining
10 RGGI proceeds annually for municipal and local government energy efficiency projects, including
11 projects by local governments that have their own municipal utilities. Funding elements shall
12 include, but not be limited to, funding for direct technical and project management assistance to
13 identify and encourage comprehensive projects and incentives structured to assist municipal and
14 local governments funding energy efficiency projects. In calendar years 2014, 2015, and 2016, any
15 unused funds allocated to municipal and local government projects under this paragraph remaining
16 at the end of the year shall roll over and be added to the new calendar year program funds and
17 continue to be made available exclusively for municipal and local government projects. Beginning in
18 calendar year 2017, and all subsequent years, funds allocated to municipal and local government
19 projects under this paragraph shall be offered first to municipal and local governments as described
20 in this paragraph for no less than 4 full calendar months. If, at the end of this time, municipal and
21 local governments have not submitted requests for eligible projects that will expend the funds
22 allocated to municipal and local government projects under this paragraph within that program
23 year, the funds shall be offered on a first-come, first-serve basis to business and municipal customers
24 who fund the system benefits charge.

25 269:2 Energy Efficiency Fund and Use of Auction Proceeds. RSA 125-O:23, II-III are repealed
26 and reenacted to read as follows:

27 II. All amounts in excess of the threshold price of \$1 for any allowance sale shall be rebated

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1 to all retail electric ratepayers in the state on a per-kilowatt-hour basis, in a timely manner to be
2 determined by the commission.

3 III. All remaining proceeds received by the state from the sale of allowances shall be
4 allocated by the commission as an additional source of funding to electric distribution companies for
5 core energy efficiency programs which are approved by the commission and funded by SBC funds. In
6 allocating the proceeds, the commission shall first allocate at least 15 percent of the amount of the
7 proceeds to the low-income core energy efficiency program. Beginning January 1, 2014, the core
8 utilities shall dedicate up to \$2,000,000 of these remaining RGGI proceeds annually for municipal
9 and local government energy efficiency projects, including projects by local governments that have
10 their own municipal utilities. Funding elements shall include, but not be limited to, funding for
11 direct technical and project management assistance to identify and encourage comprehensive
12 projects and incentives structured to assist municipal and local governments funding energy
13 efficiency projects. In calendar years 2014, 2015, and 2016, any unused funds allocated to municipal
14 and local government projects under this paragraph remaining at the end of the year shall roll over
15 and be added to the new calendar year program funds and continue to be made available exclusively
16 for municipal and local government projects. Beginning in calendar year 2017, and all subsequent
17 years, funds allocated to municipal and local government projects under this paragraph shall be
18 offered first to municipal and local governments as described in this paragraph for no less than 4 full
19 calendar months. If, at the end of this time, municipal and local governments have not submitted
20 requests for eligible projects that will expend the funds allocated to municipal and local government
21 projects under this paragraph within that program year, the funds shall be offered on a first-come,
22 first-serve basis to business and municipal customers who fund the system benefits charge.

23 269:3 Contingency. If HB 630-FN of the 2013 regular legislative session becomes law, section 2
24 of this act shall take effect January 1, 2014 at 12:01 a.m. and section 1 of this act shall take not take
25 effect. If HB 630-FN does not become law, section 1 of this act shall take effect January 1, 2014 and
26 section 2 of this act shall not take effect.

27 269:4 Effective Date.

28 I. Sections 1 and 2 of this act shall take effect as provided in section 3 of this act.

29 II. The remainder of this act shall take effect upon its passage.

30
31 Approved: July 24, 2013

32 Effective Date: I. Sections 1 and 2 shall take effect as provided in section 3.

33 II. Remainder shall take effect July 24, 2013.