

SB 68-FN - AS INTRODUCED

2023 SESSION

23-0789

10/08

SENATE BILL **68-FN**

AN ACT relative to municipal host for purposes of limited electrical energy producers.

SPONSORS: Sen. Avard, Dist 12; Sen. Watters, Dist 4; Sen. Pearl, Dist 17

COMMITTEE: Energy and Natural Resources

ANALYSIS

This bill removes the requirement that a municipal host under the limited electrical energy producers act be located in the same municipality as all group members.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to municipal host for purposes of limited electrical energy producers.

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

1 1 Limited Electrical Energy Producers Act; Definitions. Amend RSA 362-A:1-a, II-c to read as
2 follows:

3 II-c. "Municipal host" means a customer generator with a total peak generating capacity of
4 greater than one megawatt and less than 5 megawatts used to offset the electricity requirements of a
5 group consisting exclusively of one or more customers who are political subdivisions, provided that
6 all customers are located within the same utility franchise service territory. [~~A municipal host shall
7 be located in the same municipality as all group members if the facility began operation after
8 January 1, 2021.~~] A municipal host may be owned by either a public or private entity. For this
9 definition, "political subdivision" means the state of New Hampshire or any city, town, county, school
10 district, chartered public school, village district, school administrative unit, or any district or entity
11 created for a special purpose administered or funded by any of the above-named governmental units.

12 2 Effective Date. This act shall take effect 60 days after its passage.

SB 68-FN- FISCAL NOTE
AS INTRODUCED

AN ACT relative to municipal host for purposes of limited electrical energy producers.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2023	FY 2024	FY 2025	FY 2026
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other - Various Government Funds			

COUNTY:

Revenue	\$0	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

LOCAL:

Revenue	\$0	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

METHODOLOGY:

This bill removes the requirement that a municipal host under the limited electrical energy producers act be located in the same municipality as all group members.

Regarding revenues, the Department of Energy states this bill would have no impact on state revenues. To the extent the bill spurs creation of additional privately owned electricity generation subject to property taxes, county and local revenues would increase by an indeterminable amount.

The Department indicates removal of the requirement that a municipal host be located in the same municipality as all the group members would allow for newly constructed generation serving as a municipal host to have members from outside the same municipality as the host, provided they are in the same utility franchise territory. If a political subdivision, now participates as a municipal host or as a member of a municipal group host arrangement, their cost for electricity would decrease. To the extent cost shifting occurs as a result of net metered

electricity, the cost of electricity for the state, counties, and units of local government could increase by an indeterminable amount for those not participating in net metering. In Docket 22-060, the Public Utilities Commission, as part of a review of the existing net metering tariff, is looking into the question of whether cost shifting occurs.

It is assumed that any fiscal impact would occur after FY 2023.

AGENCIES CONTACTED:

Department of Energy