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H.289

Representative Harrison of Chittenden moves that the bill be amended in Sec. 4, 30 V.S.A. § 8005, in subdivision (a)(2), by inserting a new subdivision (E) to read as follows:

(E) Avoiding transmission and distribution constraints.

Procurements and programs developed by retail electricity providers that support meeting the requirements of this subdivision (2) shall avoid development of new facilities in generation constrained areas of the distribution or transmission system that would not need to be expanded but for the addition of additional generation.

(i) Retail electricity providers may petition the Public Utility Commission for relief of the requirements of subdivision (2)(C) of this subsection (a), with relief granted if the Commission finds that additional generation cannot be added to the distribution or transmission system without incurring incremental economic harm to ratepayers in the form of transmission or distribution investments that are borne by all ratepayers. Retail electricity providers shall not be required to pay an alternative compliance payment if relief is granted.

(ii) Relief granted by the Commission shall relieve retail electricity providers of the portion of the distributed renewable generation requirement under this subdivision (a)(2) that cannot be met without economic

- 1 harm to ratepayers and require retail providers to acquire new renewable
- 2 generation from facilities that qualify to meet the requirements of subdivision
- 3 (a)(4) of this section.