

1 H.220

2 Introduced by Representative Johnson of Canaan

3 Referred to Committee on

4 Date:

5 Subject: Energy; public service; certificate of public good; notice; municipal  
6 and regional planning commissions; comment period

7 Statement of purpose of bill as introduced: This bill proposes to extend the  
8 period that municipal and regional planning commissions have to hold public  
9 hearings, take comments, and make recommendations to the Public Service  
10 Board about construction proposals for energy facilities.

11 An act relating to extending the comment period for construction proposals  
12 for energy facilities

13 It is hereby enacted by the General Assembly of the State of Vermont:

14 Sec. 1. 30 V.S.A. § 248 is amended to read:

15 § 248. NEW GAS AND ELECTRIC PURCHASES, INVESTMENTS, AND  
16 FACILITIES; CERTIFICATE OF PUBLIC GOOD

17 \* \* \*

18 (f) However, plans for the construction of such a facility within the ~~state~~  
19 State must be submitted by the petitioner to the municipal and regional  
20 planning commissions no less than 45 days prior to application for a certificate

1 of public good under this section, unless the municipal and regional planning  
2 commissions shall waive such requirement.

3 (1) Such municipal or regional planning commission may hold a public  
4 hearing on the proposed plans.

5 (2) Such commissions shall make recommendations, if any, to the ~~public~~  
6 ~~service board~~ Public Service Board and to the petitioner ~~at least seven days~~  
7 ~~prior to filing of the petition with the public service board~~ no later than  
8 six months after receipt of the plans for construction or, in the case of a  
9 petition that the Board determines is eligible for treatment under subsection (j)  
10 of this section (facilities of limited size and scope), passage of the comment  
11 period on the petition required by subsection (j).

12 (3) In addition to all other applicable requirements of this section, the  
13 Public Service Board shall not issue a decision on the petitioner's application  
14 for a certificate of public good until:

15 (A) receipt from each affected municipal and regional planning  
16 commission of a recommendation or a waiver of the comment period under  
17 this subsection (f); or

18 (B) passage of the applicable comment period under subdivision (2)  
19 of this subsection (f).

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1       Sec. 2. EFFECTIVE DATE

2       This act shall take effect on July 1, 2013.