

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

S.230

Senators Bray, Campion, MacDonald, Riehle, and Rodgers move that the Senate concur in the House proposal of amendment with a further proposal of amendment as follows:

First: In Sec. 6, 24 V.S.A. § 4352, by striking out subsections (a) (regional plan) and (b) (municipal plan) and inserting in lieu thereof new subsections (a) and (b) to read:

(a) Regional plan. A regional planning commission may submit its adopted regional plan to the Commissioner of Public Service appointed under 30 V.S.A. § 1 for a determination of energy compliance. The Commissioner shall issue an affirmative determination on finding that the regional plan meets the requirements of subsection (c) of this section and allows for the siting in the region of all types of renewable generation technologies.

(b) Municipal plan. If the Commissioner of Public Service has issued an affirmative determination of energy compliance for a regional plan that is in effect, a municipal legislative body within the region may submit its adopted municipal plan to the regional planning commission for issuance of a determination of energy compliance. The regional planning commission shall issue an affirmative determination, signed by the chair of the regional planning commission, on finding that the municipal plan meets the requirements of subsection (c) of this section and is consistent with the regional plan.

1 Second: In Sec. 6, 24 V.S.A. § 4352, in subsection (c) (enhanced energy
2 planning; requirements), in the first full sentence after the subheading and
3 before the colon, by striking out “a determination” and inserting in lieu thereof
4 an affirmative determination

5 Third: In Sec. 6, 24 V.S.A. § 4352, in subsection (e) (process for issuing
6 determinations of energy compliance), by striking out the second sentence after
7 the subheading and inserting in lieu thereof the following:

8 The Commissioner or regional planning commission shall issue the
9 determination in writing within two months of the receipt of a request for a
10 determination.

11 Fourth: In Sec. 6, 24 V.S.A. § 4352, in subsection (f) (appeal), after the
12 first sentence, by inserting The provisions of 10 V.S.A. § 6024 regarding
13 assistance to the Board from other departments and agencies of the State shall
14 apply to this subsection.

15 Fifth: In Sec. 6, 24 V.S.A. § 4352, in subsection (g) (municipality;
16 determination from DPS; time-limited option), in subdivision (1), by striking
17 out the first sentence and inserting in lieu thereof The Commissioner shall
18 issue an affirmative determination of energy compliance for the municipal plan
19 on finding that the plan meets the requirements of subsection (c) of this
20 section.

1 Sixth: By striking out Sec. 10 in its entirety and inserting in lieu thereof a
2 new Sec. 10 to read:

3 Sec. 10. TRAINING

4 Following publication of the recommendations and standards under
5 Sec. 9(a) of this act, the Department of Public Service, the Vermont League of
6 Cities and Towns, and the Vermont Association of Planning and Development
7 Agencies shall collaborate on the development and presentation of training
8 sessions for municipal and regional planning commissions to assist them in the
9 development of municipal and regional plans that are eligible to receive a
10 determination of energy compliance under Sec. 6 of this act, 24 V.S.A. § 4352,
11 with at least one such session to be held in the area of each regional planning
12 commission after notice of the session to the regional planning commission
13 and its member municipalities.

14 Seventh: After Sec. 10, by inserting Sec. 10a to read:

15 Sec. 10a. PLANNING SUPPORT; ALLOCATION OF COSTS

16 (a) During fiscal year 2017, the Commissioner of Public Service, in
17 consultation with the Commissioner of Housing and Community
18 Development, shall award the amount of \$300,000.00 to regional planning
19 commissions established under 24 V.S.A. chapter 117 and to municipalities for
20 the purpose of providing training under Sec. 10 (training) of this act or
21 assisting municipalities in the implementation of this act.

1 (b) In disbursing funds under this section, the Commissioners shall
2 consider the need and size of a municipality or region and the availability, if
3 any, of other assistance, expertise, or funds to a municipality or region to
4 implement this act.

5 (c) The Commissioner of Public Service shall allocate costs under
6 subsection (a) of this section to the electric distribution utilities subject to its
7 supervision under Title 30 of the Vermont Statutes Annotated based on their
8 pro rata share of total Vermont retail kilowatt-hour sales for the previous fiscal
9 year. Each of these utilities shall pay its allocation into the State Treasury at
10 such time and in such manner as the Commissioner may direct.

11 Eighth: In Sec. 11, 30 V.S.A. § 248, in subsection (a), by striking out
12 subdivision (4) in its entirety and inserting in lieu thereof a new subdivision (4)
13 to read:

14 (4)(A) With respect to a facility located in the State, the Public Service
15 Board shall hold a nontechnical public hearing on each petition for such
16 finding and certificate in at least one county in which any portion of the
17 construction of the facility is proposed to be located.

18 * * *

19 (C) At the time of filing its application with the Board, copies shall
20 be given by the petitioner to the Attorney General and the Department of
21 Public Service, and, with respect to facilities within the State, the Department

1 of Health, Agency of Natural Resources, Historic Preservation Division,
2 Agency of Transportation, Agency of Agriculture, Food and Markets, and to
3 the chair or director of the municipal and regional planning commissions and
4 the municipal legislative body for each town and city in which the proposed
5 facility will be located.

6 * * *

7 (E) The Agency of Natural Resources shall appear as a party in any
8 proceedings held under this subsection, shall provide evidence and
9 recommendations concerning any findings to be made under subdivision (b)(5)
10 of this section, and may provide evidence and recommendations concerning
11 any other matters to be determined by the Board in such a proceeding.

12 (F) The Agency of Agriculture, Food and Markets shall have the
13 right to appear as a party in proceedings held under this subsection, may
14 provide evidence and recommendations concerning any findings to be made
15 under subdivision (b)(5) of this section, and may provide evidence and
16 recommendations on any other matters to be determined by the Board in such a
17 proceeding.

18 (G) The regional planning commission for the region in which the
19 facility is located shall have the right to appear as a party in any proceedings
20 held under this subsection. The regional planning commission of an adjacent
21 region shall have the same right if the distance of the facility's nearest

1 component to the boundary of that planning commission is 500 feet or
2 10 times the height of the facility's tallest component, whichever is greater.

3 (H) The legislative body and the planning commission for the
4 municipality in which a facility is located shall have the right to appear as a
5 party in any proceedings held under this subsection. The legislative body and
6 planning commission of an adjacent municipality shall have the same right if
7 the distance of the facility's nearest component to the boundary of that
8 adjacent municipality is 500 feet or 10 times the height of the facility's tallest
9 component, whichever is greater.

10 (I) When a person has the right to appear as a party in a proceeding
11 before the Board under this chapter, the person may exercise this right by filing
12 a letter with the Board stating that the person appears through the person's duly
13 authorized representative, signed by that representative.

14 (J) This subdivision (J) applies to an application for an electric
15 generation facility with a capacity that is greater than 50 kilowatts, unless the
16 facility is located on a new or existing structure the primary purpose of which
17 is not the generation of electricity. In addition to any other information
18 required by the Board, the application for such a facility shall include
19 information that delineates:

20 (i) the full limits of physical disturbance due to the construction
21 and operation of the facility and related infrastructure, including areas

1 disturbed due to the creation or modification of access roads and utility lines
2 and the clearing or management of vegetation;

3 (ii) the presence and total acreage of primary agricultural soils as
4 defined in 10 V.S.A. § 6001 on each tract to be physically disturbed in
5 connection with the construction and operation of the facility, the amount of
6 those soils to be disturbed, and any other proposed impacts to those soils;

7 (iii) all visible infrastructure associated with the facility; and

8 (iv) all impacts of the facility’s construction and operation under
9 subdivision (b)(5) of this section, including impacts due to the creation or
10 modification of access roads and utility lines and the clearing or management
11 of vegetation.

12 Ninth: In Sec. 11, 30 V.S.A. § 248, in subsection (b), in subdivision (5),
13 after “(9)(K)” by striking out “, impacts to primary agricultural soils as defined
14 in 10 V.S.A. § 6001,”

15 Tenth: After Sec. 11, by inserting a Sec. 11a to read:

16 Sec. 11a. RULES; PETITION

17 (a) On or before November 1, 2016, the Department of Public Service shall
18 file a petition for rulemaking with the Public Service Board containing
19 proposed rules to implement 30 V.S.A. § 248(a)(5) (postconstruction
20 inspection of aesthetic mitigation; decommissioning) as enacted by Sec. 11 of
21 this act.

1 (b) On or before December 15, 2016, the Public Service Board shall file
2 proposed rules to implement 30 V.S.A. § 248(a)(5) with the Secretary of State
3 under 3 V.S.A. § 838. The Board shall finally adopt such rules on or before
4 August 15, 2017, unless such deadline is extended by the Legislative
5 Committee on Administrative Rules pursuant to 3 V.S.A. § 843(c).

6 Eleventh: By striking out Sec. 12 in its entirety and inserting in lieu thereof
7 a new Sec. 12 to read:

8 Sec. 12. SOUND STANDARDS; WIND GENERATION

9 (a) On or before July 1, 2017, the Public Service Board (the Board) finally
10 shall adopt rules under 3 V.S.A. chapter 25 regarding sound from wind
11 generation facilities approved under 30 V.S.A. § 248, unless such deadline is
12 extended by the Legislative Committee on Administrative Rules pursuant to
13 3 V.S.A. § 843(c). In developing these rules, the Board shall consider:

14 (1) standards that apply to all wind generation facilities;

15 (2) a methodology for determining sound levels and measurement
16 locations for each such facility on a case-by-case basis; or

17 (3) standards that apply to one or more categories of wind generation
18 facilities, with a methodology for determining sound levels and measurement
19 locations for other such facilities on a case-by-case basis.

20 (b) Notwithstanding any contrary provision of 1 V.S.A. § 213 or 214 or
21 3 V.S.A. § 845, rules adopted under this section shall apply to an application

1 for a certificate of public good under 30 V.S.A. § 248 filed on or after
2 April 15, 2016, regardless of whether such a certificate is issued prior to the
3 effective date of the rules.

4 Twelfth: After Sec. 12, by inserting a reader guide, Secs. 12a and 12b, and
5 a further reader guide to read:

6 * * * Preferred Location Pilot; Standard Offer * * *

7 Sec. 12a. 30 V.S.A. § 8005a is amended to read:

8 § 8005a. STANDARD OFFER PROGRAM

9 * * *

10 (c) Cumulative capacity. In accordance with this subsection, the Board
11 shall issue standard offers to new standard offer plants until a cumulative plant
12 capacity amount of 127.5 MW is reached.

13 (1) Pace. Annually commencing April 1, 2013, the Board shall increase
14 the cumulative plant capacity of the standard offer program (the annual
15 increase) until the 127.5-MW cumulative plant capacity of this subsection is
16 reached.

17 * * *

18 (D) Pilot project; preferred locations. For one year commencing on
19 January 1, 2017, the Board shall allocate one-sixth of the annual increase to
20 new standard offer plants that will be wholly located in one or more preferred
21 locations other than parking lots or parking lot canopies and, separately,

1 one-sixth of the annual increase of the annual increase to new standard offer
2 plants that will be wholly located over parking lots or on parking lot canopies.

3 (i) To qualify for these allocations, the plant shall not require the
4 construction of a new substation by the interconnecting retail electricity
5 provider or by increasing the capacity of one or more of the provider’s existing
6 facilities. To qualify for the allocation to plants wholly located over parking
7 lots or on parking lot canopies, the location shall remain in use as a parking lot.

8 (ii) These allocations shall apply proportionally to the independent
9 developer block and provider block.

10 (iii) If in a given year an allocation under this pilot project is not
11 fully subscribed, the Board in the same year shall allocate the unsubscribed
12 capacity to new standard offer plants outside the pilot project.

13 (iv) As used in this subdivision (D), “preferred location” means a
14 site within the State on which a renewable energy plant will be located that is
15 one of the following:

16 (I) A new or existing structure whose primary use is not the
17 generation of electricity or providing support for the placement of equipment
18 that generates electricity.

19 (II) A parking lot canopy over a paved parking lot, provided
20 that the location remains in use as a parking lot.

1 (III) A tract previously developed for a use other than siting a
2 plant on which a structure or impervious surface was lawfully in existence and
3 use prior to July 1 of the year preceding the year in which an application for a
4 certificate of public good under section 248 of this title for the plant is filed or
5 in which the plant seeks an award of a contract under the standard offer
6 program under this section, whichever is earlier. To qualify under this
7 subdivision (III), the limits of disturbance of a proposed renewable energy
8 plant must include either the existing structure or impervious surface and shall
9 not include any headwaters, streams, shorelines, floodways, rare and
10 irreplaceable natural areas, necessary wildlife habitat, wetlands, endangered
11 species, productive forestlands, and primary agricultural soils, all of which are
12 as defined in 10 V.S.A. chapter 151.

13 (IV) Land certified by the Secretary of Natural Resources to be
14 a brownfield site as defined under 10 V.S.A. § 6642.

15 (V) A sanitary landfill as defined in 10 V.S.A. § 6602,
16 provided that the Secretary of Natural Resources certifies that the land
17 constitutes such a landfill and is suitable for the development of the plant.

18 (VI) The disturbed portion of a gravel pit, quarry, or similar
19 site for the extraction of a mineral resource, provided that all activities
20 pertaining to site reclamation required by applicable law or permit condition
21 are satisfied prior to the installation of the plant.

1 (VII) A specific location designated in a duly adopted
2 municipal plan under 24 V.S.A. chapter 117 for the siting of a renewable
3 energy plant or specific type or size of renewable energy plant, provided that
4 the plant meets any siting criteria recommended in the plan for the location.

5 (VIII) A site listed on the National Priorities List (NPL)
6 established under the Comprehensive Environmental Response, Compensation,
7 and Liability Act, 42 U.S.C. chapter 103, if the U.S. Environmental Protection
8 Agency or the Agency of Natural Resources confirms each of the following:

9 (aa) The site is listed on the NPL.

10 (bb) Development of the plant on the site will not
11 compromise or interfere with remedial action on the site.

12 (cc) The site is suitable for development of the plant.

13 (IX) A new hydroelectric generation facility at a dam in
14 existence as of January 1, 2016 or a hydroelectric generation facility that
15 was in existence but not in service for a period of at least 10 years prior to
16 January 1, 2016 and that will be redeveloped for electric generation, if the
17 facility has received approval or a grant of exemption from the U.S. Federal
18 Energy Regulatory Commission.

19 * * *

20 (f) Price. The categories of renewable energy for which the Board shall set
21 standard offer prices shall include at least each of the categories established

1 pursuant to subdivision (c)(2) of this section. The Board by order shall
2 determine and set the price paid to a plant owner for each kWh generated
3 under a standard offer required by this section, with a goal of ensuring timely
4 development at the lowest feasible cost. The Board shall not be required to
5 make this determination as a contested case under 3 V.S.A. chapter 25.

6 * * *

7 (5) Price; preferred location pilots. For the period during which the
8 Board allocates capacity to new standard offer plants that will be wholly
9 located in one or more preferred locations as set forth in subdivision (c)(1)(D)
10 of this section, the following shall apply to the price paid to such a plant:

11 (A) If the Board uses a market-based mechanism under subdivision
12 (1) of this subsection (f) to determine this price for one or both of the two
13 allocations of capacity, the Board shall compare only the proposals of plants
14 that qualify for the allocation.

15 (B) If the Board uses avoided costs under subdivision (2) of this
16 subsection (f) to determine this price for one or both of the two allocations of
17 capacity, the Board shall apply the definition of “avoided costs” as set forth in
18 subdivision (2)(B) of this subsection with the modification that the avoided
19 energy or capacity shall be from distributed renewable generation that is sited
20 on a location that qualifies for the allocation.

1 (C) With respect to the allocation to the new standard offer plants
2 that will be wholly located over parking lots or on parking lot canopies, if in a
3 given year the Board receives only one application or multiple applications for
4 plants owned or controlled by the same person as defined in 10 V.S.A. § 6001,
5 the Board shall investigate each application and shall have discretion to reduce
6 the price to be consistent with the standard offer price for plants outside the
7 pilot project using the same generation technology.

8 Sec. 12b. STANDARD OFFER PILOT; REPORT

9 On or before January 15, 2018, the Public Service Board shall file a report
10 with the House Committee on Commerce and Economic Development, the
11 Senate Committee on Finance, and the House and Senate Committees on
12 Natural Resources and Energy on the standard offer pilot project on preferred
13 locations authorized in Sec. 12a of this act. This report shall itemize the size,
14 type of preferred location, generation technology, and cost per kilowatt hour of
15 each application received under the pilot project and shall identify each
16 generation facility approved under the pilot and the price awarded to each such
17 facility.

18 * * * Net Metering * * *

1 Thirteenth: After Sec. 15, by inserting a reader guide and Sec. 15a to read:

2 * * * Allocation of AAFM and Postclosure Monitoring Costs * * *

3 Sec. 15a. 30 V.S.A. §§ 20 and 21 are amended to read:

4 § 20. PARTICULAR PROCEEDINGS AND ACTIVITIES; PERSONNEL

5 (a)(1) The Board or the Department of Public Service may authorize or

6 retain legal counsel, official stenographers, expert witnesses, advisors,

7 temporary employees, and other research, scientific, or engineering services:

8 ~~(i)~~(A) To assist the Board or Department in any proceeding listed in
9 subsection (b) of this section.

10 ~~(ii)~~(B) To monitor compliance with any formal opinion or order of
11 the Board.

12 ~~(iii)~~(C) In proceedings under section 248 of this title, to assist other
13 State agencies that are named parties to the proceeding where the Board or
14 Department determines that they are essential to a full consideration of the
15 petition, or for the purpose of monitoring compliance with an order resulting
16 from such a petition.

17 ~~(iv)~~(D) In addition to the ~~above~~ services in subdivisions (1)(A)–(C)
18 of this subsection (a), in proceedings under subsection 248(h) of this title, by
19 contract with the regional planning commission of the region or regions
20 affected by a proposed facility, to assist in determining conformance with local
21 and regional plans and to obtain the ~~emissions~~ commission's data, analysis,

1 and recommendations on the economic, environmental, historic, or other
2 impact of the proposed facility in the region.

3 ~~(v)~~(E) To assist in monitoring the ongoing and future reliability and
4 the postclosure activities of any nuclear generating plant within the State. ~~For~~
5 ~~the purpose of~~ In this subdivision section, “postclosure activities” includes
6 planning for and implementation of any action within the State’s jurisdiction
7 that shall or will occur when the plant permanently ceases generating
8 electricity.

9 (2) The Agency of Natural Resources may authorize or retain legal
10 counsel, official stenographers, expert witnesses, advisors, temporary
11 employees, and other research, scientific, or engineering services to:

12 (A) Assist the Agency of Natural Resources in any proceeding under
13 section 248 of this title.

14 (B) Monitor compliance with an order issued under section 248 of
15 this title.

16 (C) Assist the Board or the Department of Public Service in any
17 proceedings described in subdivisions (b)(9) (Federal Energy Regulatory
18 Commission) and (11) (Nuclear Regulatory Commission) of this section.
19 Allocation of Agency of Natural Resources costs under this subdivision (C)
20 shall be in the same manner as provided under subdivisions (b)(9) and (11) of
21 this section. The Agency of Natural Resources shall report annually to the

1 Joint Fiscal Committee all costs incurred and expenditures charged under the
2 authority of this subsection with respect to proceedings under subdivision
3 (b)(9) of this section and the purpose for which such costs were incurred and
4 expenditures made.

5 (D) Assist in monitoring the postclosure activities of any nuclear
6 generating plant within the State.

7 (3) The Department of Health may authorize or retain legal counsel,
8 official stenographers, expert witnesses, advisors, temporary employees, and
9 other research, scientific, or engineering services to assist in monitoring the
10 postclosure activities of any nuclear generating plant within the State.

11 (4) The Agency of Agriculture, Food and Markets may authorize or
12 retain legal counsel, official stenographers, expert witnesses, advisors,
13 temporary employees, and other research, scientific, or engineering services to:

14 (A) assist the Agency of Agriculture, Food and Markets in any
15 proceeding under section 248 of this title; or

16 (B) monitor compliance with an order issued under section 248 of
17 this title.

18 (5) The personnel authorized by this section shall be in addition to the
19 regular personnel of the Board or the Department of Public Service or other
20 State agencies; and in the case of the Department of Public Service or other
21 State agencies may be retained only with the approval of the Governor and

1 after notice to the applicant or the ~~public service~~ company or companies
2 involved. The Board or the Department of Public Service shall fix the amount
3 of compensation and expenses to be paid such additional personnel, except that
4 the Agency of Natural Resources, the Department of Health, or the Agency of
5 Agriculture, Food and Markets, respectively, shall fix the amount of
6 compensation and expenses to be paid to additional personnel that it retains
7 under subdivision (2), (3), or (4) of this subsection.

8 * * *

9 § 21. PARTICULAR PROCEEDINGS AND ACTIVITIES; ASSESSMENT
10 OF COSTS

11 (a) ~~The Board, the Department, or the Agency of Natural Resources~~ An
12 agency may allocate the portion of the expense incurred or authorized by it in
13 retaining additional personnel ~~for the particular proceedings authorized in~~
14 pursuant to section 20 of this title to the applicant or the ~~public service~~
15 company or companies involved in those proceedings. In this section,
16 “agency” means an agency, board, or department of the State enabled to
17 authorize or retain personnel under section 20 of this title.

18 (1) The Board shall upon petition of an applicant or ~~public service~~
19 company to which costs are proposed to be allocated, review and determine,
20 after opportunity for hearing, having due regard for the size and complexity of
21 the project, the necessity and reasonableness of such costs, and may amend or

1 revise such allocations. Nothing in this section shall confer authority on the
2 Board to select or decide the personnel, the expenses of whom are being
3 allocated, unless such personnel are retained by the Board. Prior to allocating
4 costs, the Board shall make a determination of the purpose and use of the funds
5 to be raised hereunder, identify the recipient of the funds, provide for
6 allocation of costs among companies to be assessed, indicate an estimated
7 duration of the ~~proceedings~~ retention of personnel whose costs are being
8 allocated, and estimate the total costs to be imposed. With the approval of the
9 Board, such estimates may be revised as necessary. From time to time during
10 the progress of the work of such additional personnel, the ~~Board, the~~
11 ~~Department, or the Agency of Natural Resources~~ agency retaining the
12 personnel shall render to the company detailed statements showing the amount
13 of money expended or contracted for in the work of such personnel, which
14 statements shall be paid by the applicant or the ~~public-service~~ company into the
15 State Treasury at such time and in such manner as the ~~Board, the Department,~~
16 ~~or the Agency of Natural Resources~~ agency may reasonably direct.

17 (2) In any proceeding under section 248 of this title, the Agency of
18 Natural Resources may allocate the portion of the expense incurred in retaining
19 additional staff authorized in subsection 21(a) of this title only if the following
20 apply:

1 (A) the Agency of Natural Resources does not have the expertise and
2 the retention of such expertise is required to fulfill ~~the Agency's~~ its statutory
3 obligations in the proceeding; and

4 (B) the Agency of Natural Resources allocates only that portion of
5 the cost for such expertise that exceeds the fee paid by the applicant under
6 section 248b of this title.

7 (b) When regular employees of ~~the Board, the Department, or the Agency~~
8 of Natural Resources an agency are employed in the particular proceedings and
9 activities described in section 20 of this title, ~~the Board, the Department, or the~~
10 Agency of Natural Resources agency may also allocate the portion of ~~their~~ its
11 costs and expenses to the applicant or the ~~public service~~ company or
12 companies involved ~~in the proceedings~~. The costs of regular employees shall
13 be computed on the basis of working days within the salary period. The
14 manner of assessment and of making payments shall otherwise be as provided
15 for additional personnel in subsection (a) of this section. However, with
16 respect to proceedings under section 248 of this title, the Agency of Natural
17 Resources shall not allocate the costs of regular employees.

18 * * *

19 (e) ~~On or before January 15, 2011, and annually thereafter, the Agency of~~
20 Natural Resources Annually, on or before January 15, each agency shall report
21 to the Senate and House Committees on Natural Resources and Energy the

1 total amount of expenses allocated under this section during the previous fiscal
2 year. The report shall include the name of each applicant or ~~public service~~
3 company to whom expenses were allocated and the amount allocated to each
4 applicant or company. The Agency of Agriculture, Food and Markets also
5 shall submit a copy of its report to the Senate Committee on Agriculture and
6 the House Committee on Agriculture and Forests Products.

7 * * *

8 (g) ~~The Board, or the Department with the approval of the Governor, An~~
9 agency may allocate such portion of expense incurred or authorized by it in
10 compensating persons retained in the monitoring of postclosure activities of a
11 nuclear generating plant pursuant to ~~subdivision 20(a)(1)(v)~~ subsection 20(a)
12 of this title to the ~~nuclear generating~~ plant whose activities are being
13 monitored. Except for the Board, the agency shall obtain the approval of the
14 Governor before making such an allocation.

15 * * *

16 Fourteenth: By striking out Sec. 16 (effective dates) in its entirety and
17 inserting in lieu thereof a new Sec. 16 to read:

18 Sec. 16. EFFECTIVE DATES

19 This act shall take effect on July 1, 2016, except that:

20 (1) This section and Secs. 9 (initial implementation; recommendations;
21 standards), 11 (30 V.S.A. § 248), 11a (rules; petition), 12 (sound standards;

1 wind generation) and 15 (Access to Public Service Board Working Group)
2 shall take effect on passage. Sec. 6 (optional determination of energy
3 compliance) shall apply on passage to the activities of the Department of
4 Public Service under Sec. 9.

5 (2) Sec. 13 (net metering) shall take effect on January 2, 2017, and shall
6 amend 30 V.S.A. § 8010 as amended by 2015 Acts and Resolves No. 56,
7 Sec. 12. Notwithstanding any contrary provision of 1 V.S.A. § 214, Sec. 13
8 shall apply to the Public Service Board process under 2014 Acts and Resolves
9 No. 99, Sec. 5.

10 (3) Sec. 15a (30 V.S.A. §§ 20 and 21) shall take effect on July 2, 2016.