

H.739 As Passed by House and Senate Comparison Chart
Office of Legislative Council
5/9/18

§	As Passed House	As Passed Senate
30 VSA 209(j) self-managed energy efficiency program (SMEEP)		
1	<ul style="list-style-type: none"> •Adds new threshold to join SMEEP: \$1.5 million in energy efficiency charge (EEC) in 2017 •Participants under the new threshold shall spend \$500,000/yr on efficiency projects 	<ul style="list-style-type: none"> •Accepts all of House proposals
	<ul style="list-style-type: none"> •Adds "productivity programs and measures" to the types of projects eligible 	<ul style="list-style-type: none"> • Amends definition of "productivity programs and measure" to read "energy productivity programs and measures." •Adds "baseline energy use" in order to further clarify the definition of "energy productivity measures."
	<ul style="list-style-type: none"> •Amends (M) to allow outside funds to be counted towards investment 	<ul style="list-style-type: none"> •Adds that procedures determine energy savings shall be consistent with the requirements of the Independent System Operator (ISO) of New England (NE) Forward Capacity Market (FCM), so that electric savings can be bid into the FCM.
		<ul style="list-style-type: none"> •Adds that a SMEEP participant shall work with the Department of Public Service (DPS) to determine if it is cost-effective to submit project savings to ISO NE FCM. •Adds definition of "cost-effective"
		<ul style="list-style-type: none"> •Adds that if it is determined to be cost-effective, the projects shall be submitted and the resulting payments shall go to the Electric Efficiency Fund (EEF).
Energy Savings Account (ESA) Partnership Pilot Program		
2	<ul style="list-style-type: none"> •Establishes ESA Partnership Pilot Program 	
	<ul style="list-style-type: none"> •This pilot program would expand the ESA program with respect to customers in areas served by Efficiency Vermont (EVT). The participants will pay their EEC and be able to use 100% of the amount paid for its own efficiency projects access these funds before project completion. 	<ul style="list-style-type: none"> • Amends definition of "productivity programs and measure" to read "energy productivity programs and measures." •Adds "baseline energy use" in order to further clarify the definition of "energy productivity measures." •Same definitions as in Sec. 1.
	<ul style="list-style-type: none"> •Funds may be used for one or more of the following: electric energy efficiency, thermal energy and process-fuel efficiency for unregulated fuels, productivity measures, demand management, and energy storage that provides benefits to the customer and its interconnecting utility. This change of policy allows a much broader range of projects than are eligible under the existing ESA, which is limited to electric energy efficiency. 	<ul style="list-style-type: none"> •Adds definition of "regulated fuel"
	<ul style="list-style-type: none"> •EVT and DPS are required to evaluate and verify the savings of each project funded under the pilot program. 	<ul style="list-style-type: none"> •Adds language clarifying that a participant must continue to pay EEC and that they will be eligible to receive up to 100% of the EEC they paid in.
	<ul style="list-style-type: none"> •There shall be a competitive solicitation process conducted jointly by EVT, the DPS, and the Agency of Commerce and Community Development. They are required to issue a request for proposals (RFP) for participants and customer selection is to be completed before July 1, 2019. 	<ul style="list-style-type: none"> •Amends section that describes what the EEC Funds can be spent on to include natural gas efficiency projects if the participant is a manufacturer that purchased at least 600,000 MCF of natural gas in 2017.
	<ul style="list-style-type: none"> •There is no limit on the number of participants that may be selected but, the total amount of EEC funds involved shall not exceed \$2 million. 	
	<ul style="list-style-type: none"> •Upon completion of the pilot program, the Public Utility Commission (PUC) or a third party hired by the PUC will conduct an independent evaluation. The PUC will then report to the General Assembly by January 1, 2023 on whether to continue the program and if so under what conditions or revisions, if any. 	<ul style="list-style-type: none"> •Adds the language "EVT may allocate the cost of the pilot across regulated and unregulated fuel funding sources in a manner that avoids or reduces the need to adjust savings goals approved by the Commission." •Adds language to clarify the criteria for how the pilot shall be evaluated after it is completed.