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H.289

Representatives Walker of Swanton and Harrison of Chittenden move 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.

(i) Procurements by retail electricity providers, and programs developed 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, unless those upgrades are paid for as part of the interconnection requirements of the generation developers and those costs are not passed through to ratepayers through the cost to utilities to purchase the generation. To implement the intent of this section the Commission may update or adopt rules, including rules that require a locational adjustor fee.

(ii) A retail electricity provider may petition the Public Utility Commission for relief of the requirements of subdivision (C) of this subdivision or the associated alternative compliance payment. If relief is granted, the retail electricity provider shall be required to instead acquire new renewable generation from facilities that qualify to meet the requirements of

- 1 subsection (a)(4), in addition to the requirements as described in subsection
- 2 (a)(4).