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* * * Baseload Power * * *

Sec. XX. 30 V.S.A. § 8009 is amended to read:

§ 8009. BASELOAD RENEWABLE POWER PORTFOLIO
REQUIREMENT

* * *

(k) Collocation and efficiency requirements.

* * *

(3) On or before October 1, ~~2024~~ 2025, the owner of the plant shall submit to the Commission and the Department a certification that the main components of the facility used to meet the requirement of subdivision (1) of this subsection ~~(k)~~ have been completed at the plant.

(4) If the contract and certification required under subdivision (2) of this subsection are not submitted to the Commission and Department on or before July 1, 2023 or if the certification required under subdivision (3) is not submitted to the Commission and Department on or before October 1, ~~2024~~ 2025, then the obligation under this section for each Vermont retail electricity provider to purchase a pro rata share of the baseload renewable power portfolio requirement shall cease on November 1, ~~2024~~ 2025, and the Commission is not required to conduct the rate determination provided for in subsection (d) of this section.

1 (5) On or before September 1, ~~2025~~ 2026, the Department shall
2 investigate and submit a recommendation to the Commission on whether the
3 plant has achieved the requirement of subdivision (1) of this subsection. If the
4 Department recommends that the plant has not achieved the requirement of
5 subdivision (1) of this subsection, the obligation under this section shall cease
6 on November 1, ~~2025~~ 2026, and the Commission is not required to conduct the
7 rate determination provided for in subsection (d) of this section.

8 (6) After November 1, ~~2026~~ 2027, the owner of the plant shall report
9 annually to the Department and the Department shall verify the overall
10 efficiency of the plant for the prior 12-month period. If the overall efficiency
11 of the plant falls below the requirement of subdivision (1) of this subsection,
12 the report shall include a plan to return the plant to the required efficiency
13 within one year.

14 (7) If, after implementing the plan in subdivision (6) of this subsection,
15 the owner of the plant does not achieve the efficiency required in subdivision
16 (1) of this subsection, the Department shall request that the Commission
17 commence a proceeding to terminate the obligation under this section.

18 (8) The Department may retain research, scientific, or engineering
19 services to assist it in making the recommendation required under subdivision
20 (5) of this subsection and in reviewing the information required under

1 subdivision (6) of this subsection and may allocate the expense incurred or
2 authorized by it to the plant's owner.

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