

1 S.50

2 Sec. X. 30 V.S.A. § 8002(18) is amended to read:

3 (18) “Plant” means an independent technical facility that generates
4 electricity from renewable energy. Common usage of utility-owned electric
5 distribution and transmission lines shall not indicate facilities are part of the
6 same plant. Once constructed, a plant shall not be modified to divide it into
7 multiple plants. A plant that is not enrolled or proposed for enrollment in the
8 net-metering program under section 8010 of this title or Standard Offer
9 program under section 8005a of this title shall not affect the eligibility for the
10 net-metering program or Standard Offer Program for any existing plant that is
11 already enrolled in the programs.

12 (A) A For purposes of the net-metering program and the Standard
13 Offer Program, a group of facilities, such as wind turbines, enrolled or
14 proposed for enrollment in the net-metering program or Standard Offer
15 Program shall be considered one plant if the group is part of the same project
16 and uses common equipment and infrastructure such as roads, control
17 facilities, and connections to the electric grid. Common ownership, contiguity
18 in time of construction, and proximity of facilities to each other shall be
19 relevant to determining whether a group of facilities is part of the same project.

20 (B) For purposes other than the net-metering program or the Standard
21 Offer program, independent technical facilities of not more than 10 MW

- 1 cumulative capacity that are located on the same or an adjacent parcel shall not
- 2 be considered a single plant if each facility uses separate generators, inverters,
- 3 and production meters.