

1 TO THE HONORABLE SENATE:

2 The Committee on Natural Resources and Energy to which was referred
3 Senate Bill No. 202 entitled “An act relating to portable solar energy
4 generation devices” respectfully reports that it has considered the same and
5 recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

7 Sec. 1. 30 V.S.A. § 201 is amended to read:

8 § 201. DEFINITIONS

9 As used in this chapter:

10 * * *

11 (9) “Portable solar energy generation device” means a movable
12 photovoltaic generation device that:

13 (A) is designed to be connected to a building’s electrical system via
14 an electrical cord plugged into a receptacle;

15 (B) includes a feature that prevents the system from energizing the
16 building’s electrical system during a power outage;

17 (C) complies with UL 3700 for plug-in photovoltaic systems by UL
18 Solutions or an equivalent certification by an equivalent Nationally
19 Recognized Testing Laboratory for use in the United States; and

20 (D) is connected to a building that is connected the electric grid.

21 Sec. 2. 30 V.S.A. § 256 is added to read:

1 § 256. PORTABLE SOLAR ENERGY GENERATION DEVICES

2 (a) A customer may install one or more portable solar energy generation
3 devices per meter if the devices have a maximum combined capacity of not
4 more than 1,200 watts. Portable solar energy generation devices shall only be
5 connected to systems using smart meters.

6 (b) The installation of a portable solar energy generation device that
7 complies with subsection (a) of this section shall not be required to comply
8 with the requirements of section 248 of this chapter or be required to obtain an
9 interconnection agreement with an electric distribution company.

10 (c) An electric distribution company shall not require a customer using a
11 portable solar energy generation device that complies with subsection (a) of
12 this section to:

13 (1) obtain the company's approval before installing or using the device;

14 (2) pay any fee or charge related to the device, except where the
15 customer is responsible for damage to the electric grid; or

16 (3) install any additional controls or equipment beyond what is
17 integrated into the device.

18 (d) A customer with a net metering system shall not also install a portable
19 solar energy generation device. A portable solar energy generation device
20 shall not be eligible for net metering. Excess generation fed back into the grid
21 by a portable solar energy generation device shall not be compensated.

1 (e) A portable solar energy device in a public building, as defined in 20
2 V.S.A. § 2730, shall be used in a manner that complies with all applicable
3 requirements of the most recent Fire and Building Safety Code adopted by the
4 Division of Fire Safety.

5 **Sec. 3.** 24 V.S.A. § 4413(g) is amended to read:

6 (g) Notwithstanding any provision of law to the contrary, a bylaw adopted
7 under this chapter shall not:

8 (1) Regulate the installation, operation, and maintenance, of a portable
9 solar energy generation device or on a flat roof of an otherwise complying
10 structure, of a solar energy device that heats water or space or generates
11 electricity. For the purpose of this subdivision, “flat roof” means a roof having
12 a slope less than or equal to five degrees.

13 (2) Prohibit or have the effect of prohibiting the installation of solar
14 collectors not exempted from regulation under subdivision (1) of this
15 subsection, clotheslines, or other energy devices based on renewable resources.

16 **Sec. 4.** 27 V.S.A. § 544 is amended to read:

17 § 544. ENERGY DEVICES BASED ON RENEWABLE RESOURCES

18 (a) No deed restrictions, covenants, or similar binding agreements running
19 with the land shall prohibit or have the effect of prohibiting solar collectors,
20 clotheslines, or other energy devices based on renewable resources from being
21 installed on or appurtenant to buildings erected on the lots or parcels covered

1 by the deed restrictions, covenants, or binding agreements. A property owner
2 may not be denied permission to install solar collectors or other energy devices
3 based on renewable resources by any entity granted the power or right in any
4 deed restriction, covenant, or similar binding agreement to approve, forbid,
5 control, or direct alteration of property with respect to residential dwellings.
6 For purposes of this subsection, that entity may determine the specific location
7 where solar collectors may be installed on the roof within an orientation to the
8 south or within 45° east or west of due south, provided that this determination
9 does not impair the effective operation of the solar collectors.

10 * * *

11 (c) The legislative intent in enacting this section is to protect the public
12 health, safety, and welfare by encouraging the development and use of
13 renewable resources in order to conserve and protect the value of land,
14 buildings, and resources by preventing measures that will have the ultimate
15 effect, whether or not intended, of driving the costs of owning and operating
16 commercial or residential property beyond the capacity of private owners to
17 maintain. ~~This section shall not apply to patio railings in condominiums,~~
18 ~~cooperatives, or apartments.~~

19 Sec. 5. EFFECTIVE DATE

20 This act shall take effect on July 1, 2026.

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3 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE