

By Mr. Norton, petition (accompanied by bill, Senate, No. 368) of Thomas C. Norton for legislation relative to the generation of electricity. Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT RELATING TO THE GENERATION OF ELECTRICITY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 94H. Any sales or other ad valorem taxes, or
2 governmentally imposed fees, on the sale of electricity, the fuel
3 used to generate electricity sold, or the emissions from a facility
4 which produces electricity, imposed on a qualifying facility, as
5 defined by 18 C.F.R. 292.303(a) and (b) and irrespective of a
6 subsequent change in said definition, or its owners, where such
7 facility or its owners do not have a fuel charge approved by the
8 department of public utilities pursuant to section ninety-four G(b)
9 of chapter one hundred and sixty-four, and where such facility
10 has entered into a power purchase agreement on or before the
11 effective date of this act for the ultimate sale of electricity to an
12 electric company, as defined by section 1 of chapter 164, shall be
13 added, unless otherwise provided for within said contract, to any
14 rates or charges for the sale of electricity as set forth by said
15 contract based on the total kilowatt hours sold. All sales or other
16 ad valorem taxes, or governmentally imposed fees, on the sale of
17 electricity, the fuel used to generate the electricity sold, or the
18 emissions from a facility which produces electricity, imposed on
19 an electric company as provided for herein, shall be included in
20 the fuel charge pursuant to section ninety-four G(b) of chapter
21 one hundred and sixty-four.

SENATE

By Mr. ...

The Commission of ...

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