

# HOUSE . . . . . No. 3548

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By Mr. Koczera of New Bedford, petition of Robert M. Koczera and Antonio F. D. Cabral relative to the siting of electric generating facilities. Energy.

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## **The Commonwealth of Massachusetts**

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

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### AN ACT RELATIVE TO THE SITING OF ELECTRIC GENERATING FACILITIES.

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

1 The fifth paragraph of section 69H of chapter 164 of the  
2 General Laws, appearing in the 1992 Official Edition, is hereby  
3 amended by inserting after clause (3) the following clause: —  
4 (3½). No electric generating facility shall be approved as  
5 providing a necessary energy supply for the Commonwealth at  
6 the lowest possible cost unless such facility has (a) signed power  
7 purchase agreements which include capacity payments with  
8 Massachusetts utilities for at least fifty percent of the proposed  
9 project's electric output which is the result of a competitive  
10 resource solicitation process approved pursuant to General Laws  
11 Chapter 164, section 94A, and (b) signed power purchase  
12 agreements which include capacity payments for at least seventy-  
13 five percent of the proposed project's electric output, and (c) been  
14 found by the board to provide necessary energy with the minimum  
15 environmental impact at the lowest possible cost, including  
16 environmental externalities, for its entire electric output.

