

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1473 Session of
2009

INTRODUCED BY SOLOBAY, CALTAGIRONE, CREIGHTON, CUTLER, GEIST,
JOSEPHS, KOTIK, KULA, SIPTROTH, THOMAS AND MCILVAINE SMITH,
MAY 8, 2009

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY, MAY
8, 2009

AN ACT

1 Amending the act of November 30, 2004 (P.L.1672, No.213),
2 entitled "An act providing for the sale of electric energy
3 generated from renewable and environmentally beneficial
4 sources, for the acquisition of electric energy generated
5 from renewable and environmentally beneficial sources by
6 electric distribution and supply companies and for the powers
7 and duties of the Pennsylvania Public Utility Commission,"
8 further providing for definitions.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. The definitions of "customer-generator" and "net
12 metering" in section 2 of the act of November 30, 2004
13 (P.L.1672, No.213), known as the Alternative Energy Portfolio
14 Standards Act, amended July 17, 2007 (P.L.114, No.35), are
15 amended to read:

16 Section 2. Definitions.

17 The following words and phrases when used in this act shall
18 have the meanings given to them in this section unless the
19 context clearly indicates otherwise:

20 * * *

1 "Customer-generator." A nonutility owner [or], operator or
2 lessee of a net metered distributed generation system with a
3 nameplate capacity of not greater than 50 kilowatts if installed
4 at a residential service or not larger than 3,000 kilowatts at
5 other customer service locations, except for customers whose
6 systems are above three megawatts and up to five megawatts who
7 make their systems available to operate in parallel with the
8 electric utility during grid emergencies as defined by the
9 regional transmission organization or where a microgrid is in
10 place for the primary or secondary purpose of maintaining
11 critical infrastructure, such as homeland security assignments,
12 emergency services facilities, hospitals, traffic signals,
13 wastewater treatment plants or telecommunications facilities,
14 provided that technical rules for operating generators
15 interconnected with facilities of an electric distribution
16 company, electric cooperative or municipal electric system have
17 been promulgated by the Institute of Electrical and Electronic
18 Engineers and the Pennsylvania Public Utility Commission.

19 * * *

20 "Net metering." The means of measuring the difference
21 between the electricity supplied by an electric utility and the
22 electricity generated by a customer-generator when any portion
23 of the electricity generated by the alternative energy
24 generating system is used to offset part or all of the customer-
25 generator's requirements for electricity. Virtual meter
26 aggregation on properties owned or leased and operated by a
27 customer-generator and located within [two miles of the
28 boundaries of the customer-generator's property and within] a
29 single electric distribution company's service territory shall
30 be eligible for net metering.

1 * * *

2 Section 2. This act shall take effect in 60 days.