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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 181 Session of  
2023

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INTRODUCED BY DiSANTO, STEFANO AND KANE, JANUARY 30, 2023

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REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,  
JANUARY 30, 2023

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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. Paragraph (13) of the definition of "alternative  
12 energy sources" 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, is amended and the section is amended by adding a  
15 definition 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 \* \* \*

21 "Alternative energy sources." The term shall include the

1 following existing and new sources for the production of  
2 electricity:

3 \* \* \*

4 (13) Distributed generation system, which shall mean:

5 (i) the small-scale power generation of electricity  
6 and useful thermal energy[.]; or

7 (ii) a combined heat and power system.

8 \* \* \*

9 "Combined heat and power system." A combined heat and power  
10 system installed on a commercial, institutional or industrial  
11 facility site within this Commonwealth that is a qualified  
12 facility under the Public Utility Regulatory Policies Act of  
13 1978 (Public Law 95-617, 92 Stat. 3117) and has an annual  
14 operating efficiency of at least 60%. A combined heat and power  
15 system shall qualify as a Tier II alternative energy source for  
16 up to 50 megawatts of combined generation on a site.

17 \* \* \*

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