

CHAPTER 309  
HB 1718-FN - FINAL VERSION

19Feb2026... 0582h  
05/07/2026 1791s  
05/14/2026 1909s  
4Jun2026... 2157EBA

2026 SESSION

26-3131  
06/08

HOUSE BILL                    ***1718-FN***

AN ACT                    relative to authorizing energy storage in connection with net metering.

SPONSORS:            Rep. Vose, Rock. 5; Rep. Cormen, Graf. 15; Rep. Bernardy, Rock. 36; Rep. Harrington, Straf. 18; Rep. Mattson, Ches. 18; Rep. McGhee, Hills. 35; Rep. Schneller, Hills. 2; Rep. D. Thomas, Rock. 16; Sen. Pearl, Dist 17; Sen. Watters, Dist 4

COMMITTEE:            Science, Technology and Energy

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ANALYSIS

This bill adds rulemaking authority for the department of energy regarding customer energy storage systems, updates terminology, and authorizes the PUC to set compensation terms for energy storage exports charged solely from renewable sources.

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Explanation:            Matter added to current law appears in ***bold italics***.  
                         Matter removed from current law appears [~~in brackets and struck through.~~]  
                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty-Six*

AN ACT                    relative to authorizing energy storage in connection with net metering.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1            309:1 Limited Electrical Energy Producers Definitions. Amend RSA 362-A:1-a, II-b to read as  
2 follows:

3            II-b. "Eligible customer-generator" or "customer-generator" means an electric utility customer  
4 who owns, operates, or purchases power from an electrical generating facility either powered by  
5 renewable energy or which employs a heat led combined heat and power system, with a total peak  
6 generating capacity, *or maximum nameplate rating*, of up to and including one megawatt, except as  
7 provided for a municipal host as defined in paragraph II-c, that is located behind a retail meter on the  
8 customer's premises, is interconnected and operates in parallel with the electric grid, and is used to offset  
9 the customer's own electricity requirements. *Energy storage, as defined in RSA 374-H:1, III, may be*  
10 *added to such a generation facility without affecting the generation facility's size determination relating to*  
11 *its eligibility to net meter. Such energy storage, if configured to allow electricity to be exported to the grid,*  
12 *shall be charged only from such generation facility, except as provided for in RSA 362-A:9, XXIV.*  
13 Incremental generation added to an existing generation facility, that does not itself qualify for net  
14 metering, shall qualify if such incremental generation meets the qualifications of this paragraph and is  
15 metered separately from the ~~[nonqualifying]~~ *non-qualifying* facility.

16            309:2 New Paragraph; Customer Energy Storage Definitions. Amend RSA 374-H:1 by inserting after  
17 paragraph II the following new paragraph:

18            II-a. "Department" means the department of energy.

19            309:3 Customer Energy Storage Systems. Amend the introductory paragraph for RSA 374-H:2, I to  
20 read as follows:

21            I. The ~~[commission]~~ *department* shall adopt rules ~~[or approve tariffs]~~ clarifying policy for the  
22 installation~~[,]~~ *and* interconnection~~[,] and use]~~ of energy storage systems by customers of utilities, *while the*  
23 *commission may approve tariffs and issue orders in adjudicated proceedings that are consistent with such*  
24 *rules and pertain to the use of and utility compensation for such energy storage systems. The department*  
25 *and the commission* ~~[and]~~ shall incorporate the following principles into the rules *and orders, respectively*  
26 ~~[or approved tariffs]:~~

27            309:4 New Paragraph; Net Metering. Amend RSA 362-A:9 by inserting after paragraph XXIII the  
28 following new paragraph:

29            XXIV. The commission may determine terms and conditions for how a customer-generator may  
30 use and be compensated for exports to the grid from energy storage added to renewable energy

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1 generation sources in conjunction with net metering and related tariff provisions. The commission shall  
2 require such energy storage, if configured to allow electricity to be exported to the grid, to be charged only  
3 from such generation facility, unless charging is under the control of an entity other than the customer-  
4 generator or as otherwise authorized by the commission in an adjudicated proceeding.

5 309:5 Customer Energy Storage; Customer Energy Storage Systems. Amend RSA 374-H:2, II to  
6 read as follows:

7 II. Nothing in this section alters or supersedes either:

8 (a) The principles of net energy metering under RSA 362-A:9, *except to clarify that the*  
9 *commission has the authority to allow storage as part of the net metering*, or

10 (b) Any existing electrical permit requirements or any licensing or certification requirements  
11 for installers, manufacturers, or equipment.

12 309:6 Customer Energy Storage Systems; Department Safety Requirements. Amend RSA 374-H:2,  
13 I(b) to read as follows:

14 (b) New Hampshire's consumers of electricity have a right to install, interconnect, and use  
15 energy storage systems on their property, subject to appropriate size and safety requirements established  
16 by the ~~commission~~ **department**, without the burden of unnecessary restrictions or regulations and without  
17 unduly discriminatory rates or fees, provided that such storage systems conform to local zoning  
18 ordinances and building codes.

19 309:7 Limited Electrical Energy Producers Definitions. Amend RSA 362-A:1-a, II-b to read as  
20 follows:

21 II-b. "Eligible customer-generator" or "customer-generator" means an electric utility customer  
22 who owns, operates, or purchases power from an electrical generating facility either powered by  
23 renewable energy or which employs a heat led combined heat and power system, with a total peak  
24 generating capacity, *or maximum nameplate rating*, of up to and including one megawatt, except as  
25 provided for a municipal host as defined in paragraph II-c, that is located behind a retail meter on the  
26 customer's premises, is interconnected and operates in parallel with the electric grid, and is used to offset  
27 the customer's own electricity requirements. *Energy storage, as defined in RSA 374-H:1, III, may be*  
28 *added to such a generation facility without affecting the generation facility's size determination relating to*  
29 *its eligibility to net meter. Such energy storage, if configured to allow electricity to be exported to the grid,*  
30 *shall be charged only from such generation facility, except as provided for in RSA 362-A:9, XXV.*  
31 Incremental generation added to an existing generation facility, that does not itself qualify for net  
32 metering, shall qualify if such incremental generation meets the qualifications of this paragraph and is  
33 metered separately from the ~~nonqualifying~~ **non-qualifying** facility.

34 309:8 New Paragraph; Net Metering. Amend RSA 362-A:9 by inserting after paragraph XXIV the  
35 following new paragraph:

36 XXV. The commission may determine terms and conditions for how a customer-generator may  
37 use and be compensated for exports to the grid from energy storage added to renewable energy  
38 generation sources in conjunction with net metering and related tariff provisions. The commission shall  
39 require such energy storage, if configured to allow electricity to be exported to the grid, to be charged only

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1 from such generation facility, unless charging is under the control of an entity other than the customer-  
2 generator or as otherwise authorized by the commission in an adjudicated proceeding.

3 309:9 Contingency. If HB 1742 of the 2026 regular legislative session becomes law, sections 1 and 4  
4 of this act shall not take effect and sections 7 and 8 of this act shall take effect January 1, 2027. If HB  
5 1742 of the 2026 regular legislative session does not become law, sections 1 and 4 of this act shall take  
6 effect January 1, 2027 and sections 7 and 8 of this act shall not take effect.

7 309:10 Effective Date.

8 I. Sections 1, 4, 7, and 8 of this act shall take effect as provided in section 9 of this act.

9 II. The remainder of this act shall take effect January 1, 2027.

Approved: July 10, 2026

Effective Date:

I. Sections 1,4,7, and 8 effective as provided in section 9

II. Remainder effective January 1, 2027

