

Floor Amendment to SB 106-FN

1 Amend the bill by replacing all after section 1 with the following:

2

3 2 New Paragraph; Limited Electrical Energy Producers Act Definitions. Amend RSA 362-A:1-a
4 by inserting after paragraph II-f the following new paragraph:

5 II-g. "Industrial host" means a customer-generator with a total peak generating capacity of
6 greater than one megawatt and less than 5 megawatts, used to offset the electricity requirements of
7 a group consisting exclusively of commercial, industrial, or institutional entities with one or more
8 accounts, provided that all accounts are located within the same utility franchise service territory. If
9 an industrial host's total annual net exported generation exceeds the total annual electricity usage of
10 the host and members of the group, the industrial host shall be entitled to compensation for that
11 excess generation according to the process established by the department's 900 rules for annual
12 reconciliation. An industrial host may be owned by either a public or private entity.

13 3 New Paragraph; Net Energy Metering. Amend RSA 362-A:9 by inserting after paragraph II
14 the following new paragraph:

15 II-a. Alternative tariffs for net energy metering shall be made available to eligible customer-
16 generators by each electric distribution utility in conformance with Order No. 26,029 dated June 23,
17 2017, and with net metering rules adopted by the commission. Any project that begins receiving
18 compensation under Order No. 26,029 alternative tariffs will be eligible to continue receiving that
19 tariff for either 20 years from the year it first begins receiving compensation or through the initial
20 tariff term ending on December 31, 2040, whichever is longer. If the commission creates new net
21 metering tariffs through an adjudicated proceeding before December 31, 2040, eligible customer-
22 generators receiving Order No. 26,029 alternative tariffs will have the option of transitioning to new
23 tariffs created through that proceeding. If an eligible customer-generator elects to transfer to a new
24 tariff, they may not return to Order No. 26,029 alternative tariffs. Upon the expiration of a
25 customer-generator's eligibility under Order No. 26,029 alternative tariffs, the eligible customer-
26 generator will have the option of transitioning to the tariff available at that time.

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

29 IV-a.(a) Facilities eligible for the net metering tariff under this section for customer-
30 generators larger than one megawatt and up to 5 megawatt with an in-service date after January 1,
31 2026 and not acting as a group net metering host, must consume at least 33 percent of the
32 generation, on an annual basis.

Floor Amendment to SB 106-FN
- Page 2 -

1 (b) Consumption requirements under this section shall not apply to low and moderate
2 income customers as defined in administrative rules of the public utilities commission in PUC
3 902.21.

4 5 Effective Date. This act shall take effect 60 days after its passage.

Floor Amendment to SB 106-FN
- Page 3 -

2025-0543s

AMENDED ANALYSIS

This bill requires large customer-generators participating in net energy metering to consume at least 33 percent of their own generation.