

Notes about H4377 Amendment 11 from Rep. Kulik's Office:

Amendment 11 - Small Hydro Renewable Tariff:

This amendment was written to create a "feed-in tariff." This means the amount that electric distribution companies pay to the hydropower or anaerobic digestion facilities is based off of the default service kilowatt-hour rate, or the "basic service rate," as opposed to the total retail rate that is used for solar net metering. At the time this amendment was written, the legislature had just worked on net metering policy and Rep. Kulik did not want to re-open that issue.

I do not believe this amendment was included in the Senate version of the bill, but it was included in the version that came out of the Conference Committee. However, the language was changed in Conference Committee from "*there is hereby created a small hydro and anaerobic digestion tariff program*" to "*the department may require the electric distribution companies to amend the net metering tariff to create a program...*" Clearly, this change gives discretion to the DPU as to whether to create the tariff or not.