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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. 3580

February 28, 2008

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The bill was read for the first time and referred to the Energy Finance and Policy Division

1.1 A bill for an act
1.2 relating to energy; clarifying definition of eligible energy technologies for
1.3 purposes of the renewable energy standard; amending Minnesota Statutes 2007
1.4 Supplement, section 216B.1691, subdivision 1.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2007 Supplement, section 216B.1691, subdivision 1,
1.7 is amended to read:

1.8 Subdivision 1. **Definitions.** (a) Unless otherwise specified in law, "eligible energy
1.9 technology" means an energy technology that generates electricity from the following
1.10 renewable energy sources: (1) solar; (2) wind; (3) hydroelectric with a capacity of less
1.11 than 100 megawatts; (4) hydrogen, provided that after January 1, 2010, the hydrogen must
1.12 be generated from the resources listed in this clause; or (5) biomass, which includes,
1.13 without limitation, landfill gas, an anaerobic digester system, and an energy recovery
1.14 facility used to capture the heat value of mixed municipal solid waste or refuse-derived
1.15 fuel from mixed municipal solid waste as a primary fuel. Eligible energy technology also
1.16 includes an energy recovery process that converts otherwise lost energy from the heat of
1.17 exhaust stacks or pipes used for engines or manufacturing or industrial processes, or the
1.18 reduction of high pressure in water or gas lines.

1.19 (b) "Electric utility" means a public utility providing electric service, a generation
1.20 and transmission cooperative electric association, a municipal power agency, or a power
1.21 district.

1.22 (c) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year
1.23 by an electric utility to retail customers of the electric utility or to a distribution utility for
1.24 distribution to the retail customers of the distribution utility.