

HOUSE No. 4434

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act requiring reserve electric power at wastewater treatment facilities.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 21 of the General Laws, is hereby amended by inserting after section 43 the
2 following section:-

3 Section 43A. Any publicly owned wastewater treatment facility shall have an on-site
4 reserve source of electric power available when there is failure to receive adequate electric power
5 from a utility or other primary source. Such reserve source shall have the capability to generate
6 as needed, electric power of sufficient capacity for the full operation of the facility during a
7 power failure, independent of any local utility, regional electrical grid or other primary source.

8 The operator of the facility shall conduct regular tests of the reserve power source to
9 assess its proper operation, at least once each annual quarterly period.

10 On and after January 1, 2022, every publicly owned wastewater treatment facility shall
11 have and maintain an on-site reserve source of electric power that complies with this section, and
12 any applicable regulation and requirement, including under an approved facility operations plan
13 or permit, of the department of environment protection.