
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1305 Session of
2020

INTRODUCED BY ARGALL, BOSCOLA, LANGERHOLC, SANTARSIERO, STEFANO,
YUDICHAK, HUTCHINSON AND PITTMAN, SEPTEMBER 21, 2020

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY,
SEPTEMBER 21, 2020

AN ACT

1 Amending the act of November 30, 2004 (P.L.1672, No.213),
2 entitled, "An act providing for the sale of electric energy
3 generated from renewable and environmentally beneficial
4 sources, for the acquisition of electric energy generated
5 from renewable and environmentally beneficial sources by
6 electric distribution and supply companies and for the powers
7 and duties of the Pennsylvania Public Utility Commission,"
8 providing for location of Tier II sources.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. The act of November 30, 2004 (P.L.1672, No.213),
12 known as the Alternative Energy Portfolio Standards Act, is
13 amended by adding a section to read:

14 Section 4.1. Location of Tier II sources.

15 (a) General rule.--Notwithstanding section 4, in order to
16 qualify as an alternative energy source eligible to meet section
17 3(c) and to qualify for Tier II alternative energy credits, each
18 Tier II source must do one of the following:

19 (1) Directly deliver the electricity generated by the
20 Tier II source to a retail customer of an electric

1 distribution company or to the distribution system operated
2 by an electric distribution company operating within this
3 Commonwealth and currently obligated to meet the compliance
4 requirements contained in this act.

5 (2) Directly connect to the electric system of an
6 electric cooperative or municipal electric system operating
7 within this Commonwealth.

8 (3) Directly connect to the electric transmission system
9 at a location that is within the service territory of an
10 electric distribution company operating within this
11 Commonwealth.

12 (b) Construction.--Nothing in this section or section 4
13 shall be construed to affect any of the following:

14 (1) A certification originating within the geographical
15 boundaries of this Commonwealth granted prior to the
16 effective date of this section of a Tier II source generator
17 as a qualifying alternative energy source eligible to meet
18 the Tier II share of the alternative energy credit compliance
19 requirements of this act.

20 (2) A certification of a Tier II alternative energy
21 source with a binding written contract for the sale and
22 purchase of alternative energy credits derived from Tier II
23 sources entered into prior to the effective date of this
24 section, but only until the contract terminates or May 31,
25 2021, whichever is earlier.

26 (c) Applicability.--This section shall apply to contracts
27 entered into or renewed on or after the effective date of this
28 section.

29 Section 2. This act shall take effect immediately.