

**SB 5128.E - DIGEST**

(DIGEST AS ENACTED)

Revises the definition of "eligible renewable resource," for purposes of the energy independence act, to include incremental electricity produced as a result of a capital investment completed after January 1, 2020, that increases, relative to a baseline level of generation before the capital investment, the amount of electricity generated in a facility that generates qualified biomass energy and commenced operation before March 31, 1999.

Requires the facility to demonstrate: (1) Its baseline level of generation over a three-year period before the capital investment in order to calculate the amount of incremental electricity produced; and

(2) That the incremental electricity resulted from the capital investment, which does not include expenditures on operation and maintenance in the normal course of business, through direct or calculated measurement.