

**HOUSE BILL NO.**

Introduced by

Representative Nelson

1 A BILL for an Act to create and enact two new sections to chapter 49-02 of the North Dakota  
2 Century Code, relating to a renewable electricity credit trading and tracking system by the  
3 public service commission.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 49-02 of the North Dakota Century Code is  
6 created and enacted as follows:

7 **Renewable electricity credit trading and tracking system - Qualifying for**  
8 **renewable electricity credits.** Notwithstanding any other provision of law, the commission, by  
9 rule or order, may establish a program for tradeable credits for electricity generated from  
10 renewable sources. The commission may facilitate the trading of renewable electricity credits  
11 between states. For purposes of qualifying for renewable electricity credits, electricity must be  
12 generated from eligible sources identified in section 2 of this Act. This section applies to all  
13 public utilities, including electric cooperatives and municipal electric utilities.

14 **SECTION 2.** A new section to chapter 49-02 of the North Dakota Century Code is  
15 created and enacted as follows:

16 **Renewable electricity defined.** As used in section 1 of this Act, renewable electricity  
17 includes electricity generated from facilities using the following sources:

- 18 1. Solar, using the sun as the source of energy for producing electricity;
- 19 2. Wind, using the wind as the source of energy for producing electricity;
- 20 3. Biomass, using agricultural crops and agricultural waste and residue, wood and  
21 wood waste and residue, animal waste, and landfill gas as the fuel to produce  
22 electricity;
- 23 4. Hydroelectric, using water as the source of energy to produce electricity;

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- 1           5. Geothermal, using energy contained in heat that continuously flows outward from
- 2           the earth as the source of energy to produce electricity; and
- 3           6. Hydrogen, provided that the hydrogen is generated from a source listed in this
- 4           section.