

Sixty-ninth
Legislative Assembly
of North Dakota

FIRST ENGROSSMENT

ENGROSSED SENATE BILL NO. 2359

Introduced by

Senators Patten, Kessel, Boehm

Representatives Novak, Porter

1 A BILL for an Act to amend and reenact section 49-02-26 of the North Dakota Century Code,
2 relating to qualifications for renewable electricity and recycled energy credits; and to repeal
3 sections 49-02-28, 49-02-29, 49-02-30, 49-02-31, 49-02-32, 49-02-33, and 49-02-34 of the
4 North Dakota Century Code, relating to the state renewable and recycled energy objectives,
5 public reporting, qualifications and applications to the statewide objectives, the purchase and
6 retirement of renewable energy certificates to meet the objectives, verification of generation and
7 the purchase of certificates, and economic evaluations on the use of renewable and recycled
8 energy.

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

10 **SECTION 1. AMENDMENT.** Section 49-02-26 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **49-02-26. Qualifying for renewable electricity and recycled energy credits –Exception–**
13 **for certain hydroelectric facilities.**

14 ~~Except as otherwise provided in this section, for~~For purposes of qualifying for renewable
15 electricity and recycled energy credits, electricity must be generated from a source identified in
16 section 49-02-25. ~~For electricity generated from hydroelectric facilities, the hydroelectric facility~~
17 ~~must have an inservice date of January 1, 2007, or later, or be new hydroelectric generation~~
18 ~~obtained from repowering or efficiency improvements to hydroelectric facilities existing on~~
19 ~~August 1, 2007.~~

20 **SECTION 2. REPEAL.** Sections 49-02-28, 49-02-29, 49-02-30, 49-02-31, 49-02-32,
21 49-02-33, and 49-02-34 of the North Dakota Century Code are repealed.