



General Assembly

Amendment

February Session, 2026

LCO No. 6103



Offered by:
SEN. FAZIO, 36th Dist.

To: House Bill No. 5340

File No. 385

Cal. No. 528

(As Amended by House Amendment Schedule "A")

"AN ACT CONCERNING RENEWABLE POWER GENERATION."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 16a-3f of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2026*):

5 On or after January 1, 2013, the Commissioner of Energy and
6 Environmental Protection, in consultation with the procurement
7 manager identified in subsection (l) of section 16-2, the Office of
8 Consumer Counsel and the Attorney General, shall, in coordination
9 with other states in the region of the regional independent system
10 operator, as defined in section 16-1, or on the commissioner's own,
11 solicit proposals, in one solicitation or multiple solicitations, from
12 providers of Class I renewable energy sources, as defined in section 16-
13 1, constructed on or after January 1, 2013. If the commissioner finds such
14 proposals to be in the interest of ratepayers including, but not limited

15 to, the delivered price of such sources, and consistent with the
16 requirements to reduce greenhouse gas emissions in accordance with
17 section 22a-200a, and in accordance with the policy goals outlined in the
18 Comprehensive Energy Strategy, adopted pursuant to section 16a-3d,
19 the commissioner may select proposals from such resources to meet up
20 to four per cent of the load distributed by the state's electric distribution
21 companies. The commissioner may direct the electric distribution
22 companies to enter into power purchase agreements for energy,
23 capacity and environmental attributes, or any combination thereof, for
24 periods of not more than twenty years, provided no agreement may be
25 entered into pursuant to this section if such agreement would require
26 the purchase of electricity at a rate exceeding fifty per cent above the
27 wholesale price of electricity at the time of such agreement. Certificates
28 issued by the New England Power Pool Generation Information System
29 for any Class I renewable energy sources procured under this section
30 shall be sold in the New England Power Pool Generation Information
31 System renewable energy credit market to be used by any electric
32 supplier or electric distribution company to meet the requirements of
33 section 16-245a. Any such agreement shall be subject to review and
34 approval by the Public Utilities Regulatory Authority, which review
35 shall commence upon the filing of the signed power purchase
36 agreement with the authority. The authority shall issue a decision on
37 such agreement not later than thirty days after such filing. In the event
38 the authority does not issue a decision within thirty days after such
39 agreement is filed with the authority, the agreement shall be deemed
40 approved. The net costs of any such agreement, including costs incurred
41 by the electric distribution companies under the agreement and
42 reasonable costs incurred by the electric distribution companies in
43 connection with the agreement, shall be recovered through a fully
44 reconciling component of electric rates for all customers of electric
45 distribution companies.

46 Sec. 502. Section 16a-3g of the 2026 supplement to the general statutes
47 is repealed and the following is substituted in lieu thereof (*Effective*
48 *October 1, 2026*):

49 On or after July 1, 2013, the Commissioner of Energy and
50 Environmental Protection, in consultation with the procurement
51 manager identified in subsection (l) of section 16-2, the Office of
52 Consumer Counsel and the Attorney General, may, in coordination
53 with other states in the region of the regional independent system
54 operator, as defined in section 16-1, or on the commissioner's own,
55 solicit proposals, in one solicitation or multiple solicitations, from
56 providers of Class I renewable energy sources, as defined in section 16-
57 1, or verifiable large-scale hydropower, as defined in section 16-1. If the
58 commissioner finds such proposals to be in the interest of ratepayers,
59 including, but not limited to, the delivered price of such sources, and
60 consistent with the requirements to reduce greenhouse gas emissions in
61 accordance with section 22a-200a, and in accordance with the policy
62 goals outlined in the Comprehensive Energy Strategy, adopted
63 pursuant to section 16a-3d, and section 129 of public act 11-80*,
64 including, but not limited to, base load capacity, peak load shaving and
65 promotion of wind, solar and other renewable and low carbon energy
66 technologies, the commissioner may select proposals from such
67 resources to meet up to five per cent of the load distributed by the state's
68 electric distribution companies. The commissioner may on behalf of all
69 customers of electric distribution companies, direct the electric
70 distribution companies to enter into power purchase agreements for
71 energy, capacity and any environmental attributes, or any combination
72 thereof, for periods of not more than (1) fifteen years, if any such
73 agreement is with a provider of verifiable large-scale hydropower, or (2)
74 twenty years, if any such agreement is with a provider of a Class I
75 renewable energy source, provided no agreement may be entered into
76 pursuant to this section if such agreement would require the purchase
77 of electricity at a rate exceeding fifty per cent above the wholesale price
78 of electricity at the time of such agreement. Any such agreement shall
79 be subject to review and approval by the Public Utilities Regulatory
80 Authority, which review shall (A) include a public hearing, and (B) be
81 completed not later than sixty days after the date on which such
82 agreement is filed with the authority. The net costs of any such
83 agreement, including costs incurred by the electric distribution

84 companies under the agreement and reasonable costs incurred by the
85 electric distribution companies in connection with the agreement, shall
86 be recovered through a fully reconciling component of electric rates for
87 all customers of electric distribution companies. Certificates issued by
88 the New England Power Pool Generation Information System for any
89 Class I renewable energy source procured by an electric distribution
90 company pursuant to this section shall be disposed of pursuant to the
91 procedures established pursuant to subsection (g) of section 16-245a.

92 Sec. 503. Section 16a-3h of the 2026 supplement to the general statutes
93 is repealed and the following is substituted in lieu thereof (*Effective*
94 *October 1, 2026*):

95 On or after October 1, 2013, the Commissioner of Energy and
96 Environmental Protection, in consultation with the procurement
97 manager identified in subsection (l) of section 16-2, the Office of
98 Consumer Counsel and the Attorney General, may solicit proposals, in
99 one solicitation or multiple solicitations, from providers of the following
100 resources or any combination of the following resources: Run-of-the-
101 river hydropower, landfill methane gas, biomass, fuel cell, offshore
102 wind or anaerobic digestion, provided such source meets the definition
103 of a Class I renewable energy source pursuant to section 16-1, or energy
104 storage systems. In making any selection of such proposals, the
105 commissioner shall consider factors, including, but not limited to (1)
106 whether the proposal is in the interest of ratepayers, including, but not
107 limited to, the delivered price of such sources, (2) the emissions profile
108 of a relevant facility, (3) any investments made by a relevant facility to
109 improve the emissions profile of such facility, (4) the length of time a
110 relevant facility has received renewable energy credits, (5) any positive
111 impacts on the state's economic development, (6) whether the proposal
112 is consistent with requirements to reduce greenhouse gas emissions in
113 accordance with section 22a-200a, including, but not limited to, the
114 development of combined heat and power systems, (7) whether the
115 proposal is consistent with the policy goals outlined in the
116 Comprehensive Energy Strategy adopted pursuant to section 16a-3d, (8)

117 whether the proposal promotes electric distribution system reliability
118 and other electric distribution system benefits, including, but not
119 limited to, microgrids, (9) whether the proposal promotes the policy
120 goals outlined in the state-wide solid waste management plan
121 developed pursuant to section 22a-241a, and (10) the positive reuse of
122 sites with limited development opportunities, including, but not limited
123 to, brownfields or landfills, as identified by the commissioner in any
124 solicitation issued pursuant to this section. The commissioner may select
125 proposals from such resources to meet up to six per cent of the load
126 distributed by the state's electric distribution companies, provided the
127 commissioner shall not select proposals for more than three per cent of
128 the load distributed by the state's electric distribution companies from
129 offshore wind resources. The commissioner may direct the electric
130 distribution companies to enter into power purchase agreements for
131 energy, capacity and environmental attributes, or any combination
132 thereof, for periods of not more than twenty years on behalf of all
133 customers of the state's electric distribution companies, provided no
134 agreement may be entered into pursuant to this section if such
135 agreement would require the purchase of electricity at a rate exceeding
136 fifty per cent above the wholesale price of electricity at the time of such
137 agreement. Any such agreement shall be subject to review and approval
138 by the Public Utilities Regulatory Authority, which review shall be
139 completed not later than sixty days after the date on which such
140 agreement is filed with the authority. The net costs of any such
141 agreement, including costs incurred by the electric distribution
142 companies under the agreement and reasonable costs incurred by the
143 electric distribution companies in connection with the agreement, shall
144 be recovered through a fully reconciling component of electric rates for
145 all customers of electric distribution companies. All reasonable costs
146 incurred by the Department of Energy and Environmental Protection
147 associated with the commissioner's solicitation and review of proposals
148 pursuant to this section shall be recoverable through the nonbypassable
149 federally mandated congestion charges, as defined in section 16-1.
150 Certificates issued by the New England Power Pool Generation
151 Information System for any Class I renewable energy source procured

152 by an electric distribution company pursuant to this section shall be
153 disposed of pursuant to the procedures established pursuant to
154 subsection (g) of section 16-245a.

155 Sec. 504. Subdivision (1) of subsection (e) of section 16a-3m of the 2026
156 supplement to the general statutes is repealed and the following is
157 substituted in lieu thereof (*Effective October 1, 2026*):

158 (e) (1) Any solicitation issued pursuant to subsection (d) of this
159 section for zero-carbon electricity generating resources, including, but
160 not limited to, eligible nuclear power generating facilities, hydropower,
161 Class I renewable energy sources, as defined in section 16-1, and energy
162 storage systems, shall be for resources delivered into the control area of
163 the regional independent system operator, as defined in section 16-1,
164 and any agreement entered into pursuant to subdivision (2) of this
165 subsection shall be in the best interest of ratepayers. If the commissioner
166 finds proposals received pursuant to such solicitations to be in the best
167 interest of ratepayers, the commissioner may select any such proposal
168 or proposals, provided (A) the total annual energy output of any
169 proposals selected, in the aggregate, shall be not more than twelve
170 million megawatt hours of electricity, (B) any agreement entered into
171 pursuant to this subdivision with an eligible nuclear power generating
172 facility or hydropower shall be for a period of not less than three years
173 and not more than ten years, or the contract term selected by at least one
174 other state entering into an agreement pursuant to this subsection if
175 such term is in the best interest of the ratepayers, [and] (C) any
176 agreement entered into pursuant to this subdivision with Class I
177 renewable energy sources, as defined in section 16-1, and energy storage
178 systems shall be for a period of not more than twenty years, and (D) no
179 agreement may be entered into pursuant to this subdivision if such
180 agreement would require the purchase of electricity at a rate exceeding
181 fifty per cent above the wholesale price of electricity at the time of such
182 agreement."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>October 1, 2026</i>	16a-3f
Sec. 502	<i>October 1, 2026</i>	16a-3g
Sec. 503	<i>October 1, 2026</i>	16a-3h
Sec. 504	<i>October 1, 2026</i>	16a-3m(e)(1)