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Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

2010 MAY 19 PM 3:42

MAY 19 2010

The Honorable Judith T. Won Pat, Ed.D.
Speaker
Mina' Trenta Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Bill No. 320-30 (COR) "AN ACT TO AMEND §§8502(c) (2) AND (3) OF ARTICLE 5, AND 8312 OF ARTICLE 3 OF CHAPTER 8, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO NET METERING", which I signed into law on May 17, 2010 as Public Law 30-141.

Sins eru yan Magåhet,

MICHAEL W. CRUZ, M.D.
I Maga'låhen Guahan para pa'go
Acting Governor of Guahan

Attachment: copy of Bill

30-10-0459

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 320-30 (COR), "AN ACT TO AMEND §§ 8502(c) (2) AND (3) OF ARTICLE 5, AND 8312 OF ARTICLE 3 OF CHAPTER 8, TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO NET METERING"**, was on the 3rd day of May, 2010, duly and regularly passed.

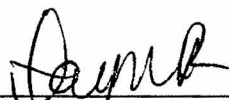


Judith T. Won Pat, Ed. D.
Speaker

Attested:


Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 5th day of may, 2010, at 4:00 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:



MIKE W. CRUZ, MD
GOVERNOR OF GUAM ACTING

Date: MAY 17 2010

Public Law No. P.L. 30-141

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 320-30 (COR)

As amended on the Floor.

Introduced by:

v. c. pangelinan
T. C. Ada
V. Anthony Ada
F. B. Aguon, Jr.
F. F. Blas, Jr.
E. J.B. Calvo
B. J.F. Cruz
J. V. Espaldon
Judith P. Guthertz, DPA
T. R. Muña Barnes
Adolpho B. Palacios, Sr.
R. J. Respicio
Telo Taitague
Ray Tenorio
Judith T. Won Pat, Ed.D.

**AN ACT TO *AMEND* §§ 8502(c) (2) AND (3) OF
ARTICLE 5, AND 8312 OF ARTICLE 3 OF CHAPTER 8,
TITLE 12, GUAM CODE ANNOTATED, RELATIVE TO
NET METERING.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that Guam Power Authority (GPA) has determined that the installation of
4 alternative energy generation capacity will require a large investment which
5 according to GPA will increase the cost of electricity to GPA's entire customer
6 base. *I Liheslatura* finds there is substantial interest by private parties to make

1 these investments on their own *if* they are allowed access to the net metering
2 program. Expanding the development of alternative energy customer installed
3 units by *not* limiting the kilowatts capacity of these privately financed and installed
4 alternative energy units to participate in the net metering program, integration onto
5 the grid will be available to more customers. It will also ensure that the cost of the
6 financing and installation of these alternative energy generating units are fully paid
7 for by private parties and will *not* be passed on to other GPA customers.

8 It is further the intent of *I Liheslaturan Guåhan* to amend §8312, of Article
9 3, Chapter 8, Title 12, Guam Code Annotated, relative to Guam Power Authority’s
10 alternative energy production capacity percentage requirement. GPA *shall* be
11 allowed to use the rated generation capacity of these privately installed alternative
12 energy generating units.

13 **Section 2.** §8502(c) (2) and (3) of Article 5, Chapter 8, Title 12, Guam
14 Code Annotated, are hereby *amended* to read as follows:

15 “(2) has a generating capacity limited to the following,
16 provided, however, that the rated capacity of the renewable energy
17 generation *does not* exceed the customer-generator power service
18 entrance capacity:

19 (a) *not* exceed twenty-five (25) kilowatts for Guam
20 Power Authority residential class customers; and

21 (b) *not* exceed one hundred (100) kilowatts for Guam
22 Power Authority non-residential class customers;

23 (3) is located on the customer-generator’s single contiguous
24 premises and *does not* serve loads outside the customer-generator’s
25 single contiguous premises;”

26 **Section 3.** §8312 of Article 3, Chapter 8, Title 12, Guam Code Annotated,
27 is hereby *amended* to read as follows:

1 “§8312. **Same.** The Guam Power Authority *shall* undertake all
2 interconnection requirements *or* outsourcing agreements, including,
3 automatic generation control, subject to the Guam Power Authority’s
4 interconnection policy, so as to provide for the maximum feasible ability to
5 add renewable resources to the Island-wide Power System. Each customer-
6 generator based installation *shall* be credited to GPA pursuant to §8311,
7 Chapter 8, 12 GCA.”

8 **Section 4. Severability.** *If* any of the provisions of this Act or the
9 application thereof to any person or circumstance is held invalid, such invalidity
10 shall *not* affect any other provision or application of this Act which can be given
11 effect without the invalid provision or application, and to this end the provisions of
12 this Act are severable.