

Amendment to HB 464

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT relative to the definitions of solar energy systems and wind-powered energy systems
4 for assessed value of real estate exemptions and enabling municipalities to adopt a
5 property tax exemption for electric energy storage systems.
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7 Amend the bill by inserting after section 2 the following and renumbering the original section 3 to
8 read as 7:

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10 3 Procedure for Adoption of Property Tax Exemption. Amend the introductory paragraph of
11 RSA 72:27-a, I to read as follows:

12 I. Any town or city may adopt the provisions of RSA 72:28, RSA 72:28-b, RSA 72:29-a, RSA
13 72:35, RSA 72:37, RSA 72:37-b, RSA 72:38-b, RSA 72:39-a, RSA 72:62, RSA 72:66, RSA 72:70, RSA
14 72:76, ~~or~~ RSA 72:82, **or RSA 72:85** in the following manner:

15 4 New Subdivision; Electric Energy Storage Systems Exemption. Amend RSA 72 by inserting
16 after section 83 the following new subdivision:

17 Electric Energy Storage Systems Exemption

18 72:84 Electric Energy Storage System; Definition. In this subdivision "electric energy storage
19 system" means a facility located behind a retail meter that stores electrical energy that is otherwise
20 produced by an electricity generator or uses electricity to concentrate and store thermal energy, by
21 electrical, chemical, mechanical, or thermal means, for discharge or use at a later time, whether in
22 the form of thermal energy to meet space or process heating or cooling loads or electricity, which
23 can be used to reduce peak loads, compensate for variability in renewable energy production, or
24 provide other grid services, and which does not participate in any wholesale energy markets
25 administered by ISO New England as a registered asset or otherwise. An electric energy storage
26 system shall not include conventional electric resistance or gas domestic hot water heaters.

27 72:85 Exemption for Electric Energy Storage Systems. A city or town may adopt an exemption
28 under RSA 72:27-a from the assessed value for property tax purposes, for persons owning real
29 property which is equipped with an electrical energy storage system.

30 72:86 Application for Exemption. Applications for exemptions under RSA 72:85 shall be
31 governed by the provisions of RSA 72:33, RSA 72:34, and RSA 72:34-a.

32 5 Department of Revenue Administration; Equalization; Reference Added. Amend RSA 21-J:3,
33 XIII to read as follows:

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XIII. Equalize annually by May 1 the valuation of the property as assessed in the several towns, cities, and unincorporated places in the state including the value of property exempt pursuant to RSA 72:37, **RSA 72:37-b**, **RSA 72:39-a**, **RSA 72:62**, **RSA 72:66**, [~~and~~] **RSA 72:70**, **and RSA 72:85**, property which is subject to tax relief under RSA 79-E:4, and property which is subject to tax relief under RSA 79-E:4-a, by adding to or deducting from the aggregate valuation of the property in towns, cities, and unincorporated places such sums as will bring such valuations to the true and market value of the property, and by making such adjustments in the value of other property from which the towns, cities, and unincorporated places receive taxes or payments in lieu of taxes, including renewable generation facility property subject to a payment in lieu of taxes agreement under RSA 72:74, as may be equitable and just, so that any public taxes that may be apportioned among them shall be equal and just. In carrying out the duty to equalize the valuation of property, the commissioner shall follow the procedures set forth in RSA 21-J:9-a.

6 Department of Revenue Administration; Rules; Reference Added.. Amend RSA 72:36, I to read as follows:

I. The commissioner's interpretation of RSA 72:28, 72:28-b, 72:28-c, 72:29, 72:29-a, 72:30, 72:31, 72:32, 72:33, 72:34, 72:34-a, 72:35, 72:36-a, 72:37, 72:37-a, 72:37-b, 72:38-a, 72:38-b, 72:39-a, 72:39-b, 72:41, 72:62, 72:66, [~~and~~] 72:70; and **72:85; and**

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AMENDED ANALYSIS

This bill changes the definitions of solar energy systems and wind-powered energy systems for purposes of determining assessed value for real estate exemptions. The bill also allows cities and towns to adopt a property tax exemption for electric energy storage systems.