

SENATE BILL No. 338

April 26, 2011, Introduced by Senators HILDENBRAND, WARREN, JONES, PROOS, MARLEAU, KOWALL, PAVLOV, YOUNG, NOFS, HOPGOOD and BIEDA and referred to the Committee on Energy and Technology.

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
(MCL 211.1 to 211.155) by adding section 700.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 700. AN ELIGIBLE ENERGY CONVERSION DEVICE FOR WHICH
2 INSTALLATION IS COMPLETED AFTER THE EFFECTIVE DATE OF THE
3 AMENDATORY ACT THAT ADDED THIS SECTION AND BEFORE JANUARY 1, 2014
4 IS EXEMPT FROM THE COLLECTION OF TAXES UNDER THIS ACT. AS USED IN
5 THIS SECTION:

6 (A) "BIOMASS" MEANS THAT TERM AS DEFINED IN SECTION 3 OF THE
7 CLEAN, RENEWABLE, AND EFFICIENT ENERGY ACT, 2008 PA 295, MCL
8 460.1003.

9 (B) "ELIGIBLE ENERGY CONVERSION DEVICE" MEANS A SMALL-SCALE
10 GEOTHERMAL, BIOMASS, OR WATER ENERGY CONVERSION DEVICE THAT MEETS

1 ALL STANDARDS FOR A GEOTHERMAL OR WATER ENERGY CONVERSION DEVICE
2 PRESCRIBED BY THE MICHIGAN NEXT ENERGY AUTHORITY OR A SMALL-SCALE
3 BIOMASS CONVERSION DEVICE THAT MEETS THE STANDARDS SET FORTH IN
4 CHAPTER 85 OF THE CLEAN AIR ACT, 42 USC 7401 TO 7671Q, AND IS
5 CERTIFIED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.

6 (C) "GEOTHERMAL, BIOMASS, OR WATER ENERGY CONVERSION DEVICE"
7 MEANS A MECHANISM OR SERIES OF MECHANISMS DESIGNED PRIMARILY TO
8 COLLECT, CONVERT, TRANSFER, OR STORE FOR FUTURE USE GEOTHERMAL,
9 BIOMASS, OR WATER ENERGY FOR THE PURPOSES OF HEATING, COOLING, OR
10 ELECTRIC SUPPLY, BUT NOT THOSE PARTS OF A HEATING, COOLING, OR
11 ELECTRIC SUPPLY SYSTEM THAT WOULD BE REQUIRED REGARDLESS OF THE
12 ENERGY SOURCE BEING UTILIZED. HOWEVER, A WATER ENERGY CONVERSION
13 DEVICE INCLUDES ONLY THOSE DEVICES THAT UTILIZE GROUNDWATER HEAT
14 PUMPS OR LOW-HEAD HYDRO-ENERGY CONVERSION SYSTEMS. LOW-HEAD HYDRO-
15 ENERGY CONVERSION SYSTEMS DO NOT INCLUDE PUBLIC UTILITY PROPERTY.

16 (D) "MICHIGAN NEXT ENERGY AUTHORITY" MEANS THE MICHIGAN NEXT
17 ENERGY AUTHORITY CREATED IN SECTION 3 OF THE MICHIGAN NEXT ENERGY
18 AUTHORITY ACT, 2002 PA 593, MCL 207.823.

19 (E) "SMALL-SCALE" MEANS HAVING A NAMEPLATE GENERATING CAPACITY
20 OF NOT MORE THAN 150 KILOWATTS.