

SENATE, No. 1211

STATE OF NEW JERSEY

INTRODUCED MAY 30, 1996

By Senator McGREEVEY

1 AN ACT concerning certain sales of electricity and supplementing Title
2 48 of the Revised Statutes.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. The provisions of any other law, rule or regulation to the
8 contrary notwithstanding, the Board of Public Utilities shall not
9 approve the purchase of electricity generated at a facility outside the
10 boundaries of this State until the electric public utility proposing the
11 purchase has certified to the board that the out-of-State generation
12 facility is operating at air emission standards that are consistent with
13 the operating permits that regulate the electric utility's generation
14 facilities within the franchise area of the electric utility.

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16 2. The board shall promulgate, in accordance with the
17 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
18 seq.), such rules and regulations as may be necessary to effectuate the
19 purposes of this act.

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21 3. This act shall take effect immediately and shall apply to
22 contracts entered into or renewed on or after the effective date of this
23 act.

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STATEMENT

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28 In an effort to reduce air pollution resulting from electrical power
29 generation from sources which may degrade air quality through
30 airborne transmissions across State boundaries, this bill would prohibit
31 the Board of Public Utilities from approving the purchase of electricity
32 generated at a facility outside the boundaries of this State until the
33 electric public utility proposing the purchase has certified to the board
34 that the out-of-State generation facility is operating at air emission
35 standards that are consistent with the operating permits that regulate
36 the electric utility's generation facilities within the franchise area of the
37 electric utility.

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3 Requires electric public utilities to certify that out-of-State power is
4 purchased from facilities that operate at air emission standards
5 consistent with in-State standards.