

1. IS LOCATED IN A PRIORITY FUNDING AREA UNDER § 5-7B-02 OF THE STATE FINANCE AND PROCUREMENT ARTICLE OR ON A QUALIFIED BROWNFIELDS SITE AS DEFINED UNDER ARTICLE 83A, § 5-1401 OF THE CODE; OR

2. IS NOT AN INCREASE OF MORE THAN 25% IN THE SQUARE FOOTAGE OF THE BUILDING.

(9) "FUEL CELL" MEANS A DEVICE THAT PRODUCES ELECTRICITY DIRECTLY FROM HYDROGEN OR HYDROCARBON FUEL THROUGH A NONCOMBUSTIVE ELECTROCHEMICAL PROCESS.

(10) "GREEN BASE BUILDING" MEANS A BASE BUILDING THAT IS PART OF AN ELIGIBLE BUILDING AND MEETS THE REQUIREMENTS SET OUT IN SUBSECTION ~~(A)~~ (I) OF THIS SECTION.

(11) "GREEN WHOLE BUILDING" MEANS A BUILDING FOR WHICH THE BASE BUILDING IS A GREEN BASE BUILDING AND ALL TENANT SPACE IS GREEN TENANT SPACE.

(12) "GREEN TENANT SPACE" MEANS TENANT SPACE IN A BUILDING IF THE BUILDING IS AN ELIGIBLE BUILDING AND THE TENANT SPACE MEETS THE REQUIREMENTS OF SUBSECTION ~~(A)~~ (J) OF THIS SECTION.

(13) "INCREMENTAL COST OF BUILDING-INTEGRATED PHOTOVOLTAIC MODULES" MEANS:

(I) THE COST OF BUILDING-INTEGRATED PHOTOVOLTAIC MODULES AND ANY ASSOCIATED INVERTER, ADDITIONAL WIRING OR OTHER ELECTRICAL EQUIPMENT FOR THE PHOTOVOLTAIC MODULES, OR ADDITIONAL MOUNTING OR STRUCTURAL MATERIALS, LESS THE COST OF SPANDREL GLASS OR OTHER BUILDING MATERIAL THAT WOULD HAVE BEEN USED IF BUILDING-INTEGRATED PHOTOVOLTAIC MODULES WERE NOT INSTALLED;

(II) INCREMENTAL LABOR COSTS PROPERLY ALLOCABLE TO ON-SITE PREPARATION, ASSEMBLY, AND ORIGINAL INSTALLATION OF PHOTOVOLTAIC MODULES; AND

(III) INCREMENTAL ARCHITECTURAL AND ENGINEERING SERVICES AND DESIGNS AND PLANS DIRECTLY RELATED TO THE CONSTRUCTION OR INSTALLATION OF PHOTOVOLTAIC MODULES.

(14) "QUALIFYING ALTERNATE ENERGY SOURCES" MEANS BUILDING-INTEGRATED AND NONBUILDING-INTEGRATED PHOTOVOLTAIC MODULES, WIND TURBINES, AND FUEL CELLS INSTALLED TO SERVE THE BASE BUILDING OR TENANT SPACE THAT:

(I) HAVE THE CAPABILITY TO MONITOR THEIR ~~AG~~ ACTUAL POWER OUTPUT; ~~AND~~

(II) ~~ARE VALIDATED UPON INSTALLATION, AND ANNUALLY THEREAFTER, TO ENSURE THAT THE SYSTEMS MEET THEIR DESIGN SPECIFICATIONS~~