

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 635

S.P. 213

In Senate, January 26, 1999

An Act to Amend the Electric Industry Restructuring Law.

Reference to the Committee on Utilities and Energy suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator CAREY of Kennebec.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 35-A MRSA §3210, sub-§2, ¶¶B and C, as enacted by PL**
1997, c. 316, §3, are amended to read:

6 B. Qualifies as a qualifying cogeneration facility under
7 the Federal Energy Regulatory Commission rules, 18 Code of
8 Federal Regulations, Part 292, Subpart B, as in effect on
9 January 1, 1997 and was constructed prior to January 1,
10 1997; ~~or~~

12 C. Whose total power production capacity does not exceed
13 100 megawatts and that relies on one or more of the
14 following:

16 (1) Fuel cells;

18 (2) Tidal power;

20 (3) Solar arrays and installations;

22 (4) Wind power installations;

24 (5) Geothermal installations;

26 ~~(6) --Hydroelectric generators;~~

28 (7) Biomass generators; or

30 (8) Generators fueled by municipal solid waste in
31 conjunction with recycling; or

32 **Sec. 2. 35-A MRSA §3210, sub-§2, ¶D is enacted to read:**

34 D. Relies on hydroelectric generators.
36

38 **SUMMARY**

40 This bill amends the electric industry restructuring law,
41 the Maine Revised Statutes, Title 35-A, chapter 32, by
42 eliminating the 100 megawatts criteria for hydroelectric
43 generators so that all hydroelectric generators qualify as
44 renewable resources, regardless of their total power production
capacity.