

MAINE STATE LEGISLATURE

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Date: 2/28/7

(Filing No. H- 10)

UTILITIES AND ENERGY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 37, L.D. 36, Bill, "An Act To Transfer the Administration of the Renewable Resource Fund from the State Planning Office to the Public Utilities Commission"

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Executive Department, State Planning Office has the authority to administer the Renewable Resource Fund in the current fiscal year, which ends June 30, 2007; and

Whereas, transferring the authority to administer the Renewable Resource Fund to the Public Utilities Commission on July 1, 2007 will ensure that there is no lapse in spending authority during the transition of administrative responsibility for the fund; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Amend the bill in section 1 in subsection 5 in the first paragraph in the 4th line (page 1, line 7 in L.D.) by striking out the following: "demonstration community" and inserting the following: '~~demonstration~~ community demonstration'

Amend the bill in section 1 in subsection 5 by striking out all of paragraph D (page 1, lines 17 to 21 in L.D.) and inserting the following:

'D. Provide for a distribution of the funds to Maine-based nonprofit organizations that qualify under the federal Internal Revenue Code, Section 501(c)(3), consumer-owned ~~electric cooperatives~~ transmission and distribution utilities, community-based nonprofit organizations ~~and~~, community action programs, municipalities, quasi-

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 37, L.D. 36

1 municipal corporations or districts as defined in Title 30-A, section 2351 and school
 2 administrative units as defined in Title 20-A, section 1 for demonstration community
 3 demonstration projects using renewable energy technologies.'

4 Amend the bill by inserting after section 2 the following:

5 'Sec. 3. 35-A MRSA §3210, sub-§6-A is enacted to read:

6 6-A. Renewable Resource Fund report. The commission shall report by
 7 December 1st of each year to the joint standing committee of the Legislature having
 8 jurisdiction over utilities and energy matters on the Renewable Resource Fund
 9 established in subsection 6 and referred to in this subsection as "the fund." The report
 10 must include:

11 A. A description of actions taken by the commission pursuant to subsections 5 and 6
 12 during the prior 12 months;

13 B. An accounting of total deposits into and expenditures from the fund during the
 14 prior 12 months; and

15 C. A description of any research and development or community demonstration
 16 project that received a distribution from the fund during the prior 12 months,
 17 including its objectives, current status and results.

18 **Sec. 4. Appropriations and allocations.** The following appropriations and
 19 allocations are made.

20 **EXECUTIVE DEPARTMENT**

21 **Renewable Resource Fund 0912**

22 Initiative: Deallocates funds due to a transfer of the Renewable Resource Fund currently
 23 administered by the Executive Department, State Planning Office to the Public Utilities
 24 Commission.

25	OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
26	All Other	(\$500)	(\$500)
27			
28	OTHER SPECIAL REVENUE FUNDS TOTAL	(\$500)	(\$500)

29	EXECUTIVE DEPARTMENT		
30	DEPARTMENT TOTALS	2007-08	2008-09
31			
32	OTHER SPECIAL REVENUE FUNDS	(\$500)	(\$500)
33			
34	DEPARTMENT TOTAL - ALL FUNDS	(\$500)	(\$500)

35 **PUBLIC UTILITIES COMMISSION**

COMMITTEE AMENDMENT "A" to H.P. 37, L.D. 36

1 **Renewable Resource Fund 0912**

2 Initiative: Allocates funds to allow a transfer of the Renewable Resource Fund currently
3 administered by the Executive Department, State Planning Office to the Public Utilities
4 Commission. This allocation will provide funding for initiatives through revenue fund
5 transfers and authorizes the use of the estimated balance forward.

6	OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
7	All Other	\$500	\$500
8			
9	OTHER SPECIAL REVENUE FUNDS TOTAL	<hr/>	<hr/>
		\$500	\$500

10 **PUBLIC UTILITIES COMMISSION**

11	DEPARTMENT TOTALS	2007-08	2008-09
12			
13	OTHER SPECIAL REVENUE FUNDS	\$500	\$500
14			
15	DEPARTMENT TOTAL - ALL FUNDS	<hr/>	<hr/>
		\$500	\$500

16	SECTION TOTALS	2007-08	2008-09
17			
18	OTHER SPECIAL REVENUE FUNDS	\$0	\$0
19			
20	SECTION TOTAL - ALL FUNDS	<hr/>	<hr/>
21		\$0	\$0

22 Amend the bill by inserting at the end before the summary the following:

23 **'Emergency clause.** In view of the emergency cited in the preamble, this
24 legislation takes effect July 1, 2007.'

25 **SUMMARY**

26 This amendment adds an emergency preamble and clause to the bill and provides for
27 an effective date of July 1, 2007. It amends the list of entities that are eligible to receive
28 distributions from the Renewable Resource Fund for community demonstration projects
29 to add quasi-municipal corporations and districts and to clarify terminology and
30 definitions. The amendment also adds a requirement that the Public Utilities Commission
31 make an annual report to the joint standing committee of the Legislature having
32 jurisdiction over utilities and energy matters regarding the Renewable Resource Fund and
33 activities funded by the fund.



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FISCAL NOTE REQUIRED
(See attached)



123rd MAINE LEGISLATURE

LD 36

LR 760(02)

An Act To Transfer the Administration of the Renewable Resource Fund from the State Planning Office to the Public Utilities Commission

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Utilities and Energy

Fiscal Note Required: Yes

Fiscal Note

Appropriations/Allocations

Other Special Revenue Funds	\$0	\$0	\$0	\$0
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Fiscal Detail and Notes

This legislation proposes to transfer the Renewable Resource Fund currently administered by the State Planning Office to the Public Utilities Commission. The transfer is not expected to have any impact on the total amounts collected for, or expended from, the fund. To facilitate the transfer, this legislation contains a deallocation of \$500 in fiscal year 2007-08 and 2008-09 from the Renewable Resource Fund currently contained in LD 499 and a corresponding allocation of \$500 in fiscal years 2007-08 and 2008-09 to the Public Utilities Commission to provide funding for initiatives through revenue fund transfers and authorizes the use of the estimated balance forward.