

# MAINE STATE LEGISLATURE

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UTILITIES AND ENERGY

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
124TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 769, L.D. 1114, Bill, "An Act To Facilitate the Marketing of Power Produced by Small Generators"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

Sec. 1. 35-A MRSA §3201, sub-§7-A is enacted to read:

7-A. Efficient combined heat and power system. "Efficient combined heat and power system" means a system that:

A. Produces heat and electricity from one fuel input, without restriction to specific fuel or generating technology;

B. Has an electric generating capacity rating of least one kilowatt and not more than 30 kilowatts and a fuel system efficiency of not less than 80% in the production of heat and electricity, or has an electric generating capacity of at least 31 kilowatts and a fuel system efficiency of not less than 65% in the production of heat and electricity;

C. May work in combination with supplemental or parallel conventional heating systems;

D. Is manufactured, installed and operated in accordance with applicable government and industry standards; and

E. Is connected to the electric grid and operated in conjunction with the facilities of a transmission and distribution utility.

Sec. 2. 35-A MRSA §3201, sub-§8-A is enacted to read:

8-A. Eligible small generator. "Eligible small generator" means a generator that has a generating capacity of 5 megawatts or less and generates electricity using:

A. A renewable resource, as defined in section 3210, subsection 2, paragraph C; or

B. An efficient combined heat and power system.

COMMITTEE AMENDMENT



P. 614

COMMITTEE AMENDMENT "A" to H.P. 769, L.D. 1114

1           2. It provides for sale of aggregated output from eligible small generators to the  
2 standard-offer service provider in the event that a transmission and distribution utility is  
3 unable to sell the aggregated output to a competitive electricity provider.

4           3. It permits, rather than requires as in the bill, the Public Utilities Commission to  
5 adopt rules to implement the sale of aggregated output of eligible small generators to  
6 competitive electricity providers, including rules to allow a transmission and distribution  
7 utility to collect an administrative fee from participating eligible small generators to cover  
8 reasonable costs incurred by the transmission and distribution utility. It classifies the rules  
9 as routine technical rather than major substantive as in the bill.

**FISCAL NOTE REQUIRED**  
(See attached)

**COMMITTEE AMENDMENT**



Approved: 05/01/09 *MAC*

# 124th MAINE LEGISLATURE

LD 1114

LR 1662(02)

**An Act To Facilitate the Marketing of Power Produced by Small Generators**

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

**Committee: Utilities and Energy**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Additional costs to the Public Utilities Commission associated with marketing power produced by small generators can be absorbed within existing budgeted resources.