

MAINE STATE LEGISLATURE

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Date: 6/16/21

(Filing No. S-339)

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STATE OF MAINE
SENATE
130TH LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 563,
L.D. 1710, "An Act To Require Prompt and Effective Use of the Renewable Energy
Resources of Northern Maine"

Amend the amendment in section 1 in §3210-H in subsection 2 in the 6th line (page 2,
line 17 in amendment) by inserting after the following: "system." the following: 'The
commission may issue preliminary requests for information from utilities and private
developers or release draft requests for proposals to gather information to inform the
program.'

Amend the amendment in section 1 in §3210-H in subsection 2 in paragraph C in
subparagraph (1) in the first line (page 2, line 32 in amendment) by inserting after the
following: "determination," the following: 'in the aggregate with proposals received under
subsection 3.'

Amend the amendment in section 1 in §3210-H in subsection 2 in paragraph C in
subparagraph (1) in the last line (page 2, line 35 in amendment) by inserting after the
following: "3210" the following: 'and that maximize benefits to the State'

Amend the amendment in section 1 in §3210-H in subsection 2 in paragraph E in the
first line (page 3, line 3 in amendment) by striking out the following: "May" and inserting
the following: 'November'

Amend the amendment in section 1 in §3210-H in subsection 2 in paragraph E in the
7th line (page 3, line 9 in amendment) by striking out the following: "reopen" and inserting
the following: 'reject all proposals and may open'

Amend the amendment in section 1 in §3210-H in subsection 3 in the 7th line (page 3,
line 17 in amendment) by striking out the following: "September" and inserting the
following: 'November'

Amend the amendment in section 1 in §3210-H in subsection 3 in paragraph A in the
7th to 10th lines (page 3, lines 29 to 32 in amendment) by striking out the following: "the
following categories of qualified renewable energy generation projects: solar arrays and
installations; wind power installations; geothermal installations; hydroelectric generation
projects; battery energy storage systems; and biomass generators fueled by wood or wood
waste" and inserting the following: 'Class I and Class IA resources, as defined in section
3210, subsection 2, and energy storage systems, except that the commission may not

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1 consider proposals for the construction of biomass generators fueled by landfill gas or by
 2 anaerobic digestion of agricultural products, by-products or waste, or waste-to-energy
 3 generation facilities fueled by municipal solid waste. For the purposes of this section,
 4 "energy storage system" means a commercially available technology that uses mechanical,
 5 chemical or thermal processes for absorbing energy and storing it for a period of time for
 6 use at a later time'

7 Amend the amendment in section 1 in §3210-H in subsection 3 in paragraph D in the
 8 2nd line (page 4, line 9 in amendment) by inserting after the following: "determination,"
 9 the following: 'in the aggregate with proposals received under subsection 2.'

10 Amend the amendment in section 1 in §3210-H in subsection 3 in paragraph D in the
 11 last line (page 4, line 11 in amendment) by inserting after the following: "3210" the
 12 following: 'and maximize benefits to the State'

13 Amend the amendment in section 1 in §3210-H in subsection 3 in paragraph E in the
 14 7th line (page 4, line 18 in amendment) by striking out the following: "reopen" and inserting
 15 the following: 'reject all proposals and may open'

16 Amend the amendment in section 1 in §3210-H in subsection 3 in the first blocked
 17 paragraph in the 4th line (page 4, line 31 in amendment) by striking out the following: "and
 18 that may be up to 22% of"

19 Amend the amendment in section 1 in §3210-H in subsection 4 in paragraph A in the
 20 last line (page 4, line 43 in amendment) by striking out the following: "and"

21 Amend the amendment in section 1 in §3210-H in subsection 4 in paragraph B in the
 22 last line (page 5, line 6 in amendment) by striking out the following: "tariff," and inserting
 23 the following: 'tariff; and'

24 Amend the amendment in section 1 in §3210-H in subsection 4 by inserting after
 25 paragraph B the following:

26 'C. At its discretion, consistent with this section, use or direct one or more transmission
 27 and distribution utilities as contracting parties under this section to participate in a
 28 regional or multistate competitive market or solicitation.'

29 Amend the amendment in section 1 in §3210-H in subsection 4 in the first blocked
 30 paragraph in the last line (page 5, line 8 in amendment) by striking out the following: "or
 31 B" and inserting the following: ', B or C'

32 Amend the amendment by relettering or renumbering any nonconsecutive Part letter or
 33 section number to read consecutively.

34 SUMMARY

35 This amendment makes the following changes to Committee Amendment "A."

36 1. It allows the Public Utilities Commission to issue preliminary requests for
 37 information from utilities and private developers or release draft requests for proposals to
 38 gather information to inform the Northern Maine Renewable Energy Development
 39 Program.

40 2. It changes the criteria that the commission uses to give preference to proposals.

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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 563, L.D. 1710 (S-339)


- 1 3. It changes the deadline for the commission to approve a contract or contracts
- 2 between one or more transmission and distribution utilities and the bidder of any proposal
- 3 selected by the commission from May 1, 2022 to November 1, 2022.

- 4 4. If at the close of the competitive bidding process the commission determines that
- 5 no proposal meets the requirements described in law or that approval of a contract or
- 6 contracts is not in the public interest, it allows the commission to reject all proposals and
- 7 open a new competitive bidding process.

- 8 5. It eliminates the cap on the capacity, renewable energy or renewable energy credits
- 9 that the commission may approve.

- 10 6. It allows the commission to use or direct one or more transmission and distribution
- 11 utilities as contracting parties to participate in a regional or multistate competitive market
- 12 or solicitation.

- 13 7. It provides that the commission may consider only proposals for the construction of
- 14 Class I and Class IA resources and energy storage systems, excluding proposals for the
- 15 construction of biomass generators fueled by landfill gas or by anaerobic digestion of
- 16 agricultural products, by-products or waste, or waste-to-energy generation facilities fueled
- 17 by municipal solid waste.

18 **SPONSORED BY:** 
19 **(President JACKSON, T.)**
20 **COUNTY: Aroostook**

SENATE AMENDMENT