

MAINE STATE LEGISLATURE

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132nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2025

Legislative Document

No. 1250

H.P. 825

House of Representatives, March 25, 2025

An Act to Provide That Portfolio Requirements for Renewable Electricity Resources Apply Only to Actual Retail Sales

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

A handwritten signature in cursive script, reading "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative WADSWORTH of Hiram.

Cosponsored by Representatives: FOSTER of Dexter, MCINTYRE of Lowell, WARREN of Scarborough, Senators: GROHOSKI of Hancock, HARRINGTON of York.

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

Sec. 1. 35-A MRSA §3210, sub-§3, as amended by PL 2023, c. 361, §1, is further amended to read:

3. Portfolio requirements; Class II resources. As a condition of licensing pursuant to section 3203, each competitive electricity provider in this State must demonstrate in a manner satisfactory to the commission that no less than 30% of its portfolio of supply sources for retail electricity sales in this State is accounted for by Class II resources. If a competitive electricity provider represents to a customer that the provider is selling to the customer a portfolio of supply sources that includes more than 30% Class II resources, the resources necessary to supply more than 30% of that customer's load may not be applied to meet the aggregate 30% portfolio requirement. A portfolio requirement under this subsection applies only to an actual retail electricity sale. Rules adopted under this subsection are major substantive rules pursuant to Title 5, chapter 375, subchapter 2-A.

A. For the purposes of meeting the portfolio requirement under this subsection, a 300% multiplier is applied to the output of a generator fueled by municipal solid waste in conjunction with recycling that has obtained a solid waste facility license from the Department of Environmental Protection.

This paragraph is repealed January 1, 2027.

Sec. 2. 35-A MRSA §3210, sub-§3-A, ¶A, as amended by PL 2019, c. 477, §1, is further amended by amending the first blocked paragraph to read:

Class I resources used to satisfy the requirements of this paragraph may not be used to satisfy the requirements of subsection 3 or 3-B. A portfolio requirement under this paragraph applies only to an actual retail electricity sale.

Sec. 3. 35-A MRSA §3210, sub-§3-B, ¶A, as enacted by PL 2019, c. 477, §1, is amended by amending the first blocked paragraph to read:

Class IA resources used to satisfy the requirements of this paragraph may not be used to satisfy the requirements of subsection 3 or 3-A. A portfolio requirement under this paragraph applies only to an actual retail electricity sale.

Sec. 4. 35-A MRSA §3210, sub-§3-C, as amended by PL 2019, c. 576, §1, is further amended by amending the first blocked paragraph to read:

Retail electricity sales pursuant to a supply contract or standard-offer service arrangement executed by a competitive electricity provider that is in effect on September 19, 2019 are exempt from the requirements of this subsection until the end date of the existing term of the supply contract or standard-offer service arrangement. A portfolio requirement under this subsection applies only to an actual retail electricity sale.

SUMMARY

This bill requires that portfolio requirements for renewable resources apply only to actual retail electricity sales.