

# MAINE STATE LEGISLATURE

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4/1/25  
ROS

L.D. 1860

Date: 6/11/25

(Filing No. S- 350)

MINORITY

ENERGY, UTILITIES AND TECHNOLOGY

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STATE OF MAINE

SENATE

132ND LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 730, L.D. 1860, "An Act to Allow Certain Distributed Energy Resources to Participate in the State's Net Energy Billing Program"

Amend the bill by striking out the title and substituting the following:

'An Act to Allow for a Competitive Solicitation of Energy Projects Under 5 Megawatts'

Amend the bill by striking out all of the emergency preamble.

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

'Sec. 1. 35-A MRSA §3210-K is enacted to read:

**§3210-K. Distributed generation resource procurement; mechanical completion**

**1. Definitions.** As used in this section, the following terms have the following meanings.

**A. "Distributed generation resource"** has the same meaning as in section 3209-A, subsection 1, paragraph B.

**B. "Eligible generator"** means a distributed generation resource with a nameplate capacity of less than 5 megawatts that reached mechanical completion before January 1, 2025.

**C. "Mechanical completion"** means, with respect to a distributed generation resource, fully physically constructed and ready for operation.

**2. Competitive procurement.** The commission shall direct investor-owned transmission and distribution utilities to enter into one or more contracts for energy or renewable energy credits or both from eligible generators in accordance with this section. The commission may not require an eligible generator to contract for the sale of energy or renewable energy credits under this section.

COMMITTEE AMENDMENT

1 A. By November 1, 2025, the commission shall initiate a competitive solicitation for  
2 contracts under this section for energy or renewable energy credits or both in an amount  
3 determined by the commission.

4 B. The commission may not award a contract to an eligible generator at a rate that  
5 exceeds 65% of the tariff rate calculated under section 3209-B, subsection 5, paragraph  
6 A-1 applicable on January 1, 2025 to medium commercial customers or industrial  
7 customers in the transmission and distribution service territory in which the eligible  
8 generator is located.

9 3. Contract terms. A contract entered into pursuant to this section must be for a term  
10 of no more than 20 years, unless the commission finds a contract for a longer term to be  
11 prudent.

12 4. Rules. The commission may adopt rules to implement this section. Rules adopted  
13 in accordance with this subsection are routine technical rules pursuant to Title 5, chapter  
14 375, subchapter 2-A.'

15 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section  
16 number to read consecutively.

#### 17 SUMMARY

18 This amendment replaces the bill, changes the title and removes the emergency  
19 preamble and clause. It requires the Public Utilities Commission, by November 1, 2025,  
20 to initiate a competitive solicitation for contracts for energy or renewable energy credits or  
21 both from distributed generation resources with a nameplate capacity of less than 5  
22 megawatts that have reached mechanical completion before January 1, 2025. The  
23 commission may not award a contract at a rate that exceeds 65% of the tariff rate calculated  
24 under the Maine Revised Statutes, Title 35-A, section 3209-B, subsection 5, paragraph A-1  
25 applicable on January 1, 2025 to medium commercial customers or industrial customers in  
26 the transmission and distribution service territory in which the eligible generator is located.

#### 27 FISCAL NOTE REQUIRED

28 (See attached)



Approved: 06/04/25 **LRL**

# 132nd MAINE LEGISLATURE

LD 1860

LR 2109(02)

**An Act to Allow Certain Distributed Energy Resources to Participate in the State's Net Energy Billing Program**

**Fiscal Note for Bill as Amended by Committee Amendment "A" (5-350)**

**Committee: Energy, Utilities and Technology**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - Other Special Revenue Funds

### Fiscal Detail and Notes

Any additional costs to the Public Utilities Commission to implement the provisions of this bill are expected to be minor and can be absorbed within existing budgeted resources.