

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

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ONE HUNDRED AND ELEVENTH LEGISLATURE

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Legislative Document

No. 1830

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H.P. 1408 House of Representatives, January 4, 1984

Reference to the Committee on Public Utilities. Ordered printed and sent up for concurrence.

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Approved for introduction by the Legislative Council pursuant to Joint Rule 26.

EDWIN H. PERT, Clerk

Presented by Representative Vose of Eastport.

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Cosponsors: Representative Ridley of Shapleigh, Representative Paradis of Old Town and Representative McGowan of Pittsfield.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-FOUR

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AN ACT to Clarify the Fair Apportionment
of the Cost of Canceled Generating Facilities.

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

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35 MRSA, §52-A, sub-§2, as enacted by PL 1983, c. 243, §1, is amended to read:

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2. Exception. This section does not apply to any abandoned or canceled electrical generating facility for which the commission has authorized a recovery of any portion of the costs of that facility from ratepayers prior to the effective date of this section. This section also does not apply to the abandonment or cancellation of any electrical generating facility due to existing or anticipated existence of small power production or cogeneration as defined in chapter 172.

1 STATEMENT OF FACT

2 The First Regular Session of the 111th Legisla-
3 ture enacted legislation apportioning the cost of
4 canceled generating facilities between ratepayers and
5 utilities. That apportionment may not be appropriate
6 for facilities canceled because they are displaced or
7 expected to be displaced by small power production or
8 cogeneration. Utilities should not be charged for
9 canceling proposed facilities solely because of the
10 availability of electricity from small power produc-
11 ers and cogenerators. Utilities have no control over
12 the availability of this electricity but are required
13 by law to purchase it.

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