

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

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Legislative Document

No. 1304

H.P. 936

House of Representatives, April 24, 1989

Reference to the Committee on Utilities suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative HEESCHEN of Wilton.

Cosponsored by Senator TITCOMB of Cumberland, Representative HOLT of Bath and Representative HANDY of Lewiston.

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STATE OF MAINE

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

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An Act to Promote Energy Conservation and Load Management by  
Electric Utilities.

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

3               **Sec. 1. 35-A MRSA §3153-A, sub-§2,** as enacted by PL 1987, c.  
451, §2, is repealed.

5               **Sec. 2. 35-A MRSA §3153-A, sub-§3** is enacted to read:

7               **3. Implementation of fee or rebate structures.** The Public  
9 **Utilities Commission may require an electric utility to implement**  
10 **fee or rebate structures for installation or upgrade of an**  
11 **electric service entrance to encourage energy efficient buildings**  
12 **and discourage energy inefficient buildings. In designing these**  
13 **programs, the commission shall give due consideration to safety.**

15              **Sec. 3. 35-A MRSA §3154, sub-§7** is enacted to read:

17              **7. Costs.** No costs incurred by the utility in connection  
18 **with any special rate, rebate, discount, loan or other**  
19 **promotional plan or program under which the utility offers**  
20 **incentives or imposes undue economic burdens which are intended**  
21 **to promote or which have the effect of encouraging primary**  
22 **residential, commercial or industrial electric heating systems**  
23 **may be placed in the rate base of the utility or included,**  
24 **directly or indirectly, as operating expenses of the utility for**  
25 **purposes of rate making.**

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## STATEMENT OF FACT

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30              This bill allows the Public Utilities Commission to require  
31 an electric utility to implement fees or rebates for electric  
32 service entrances which encourage energy efficiency.

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34              The bill also precludes electric utility companies from  
35 recovering from ratepayers costs they incur in any marketing  
36 strategy, plan or program that offers financial incentives or  
37 imposes economic penalties which promote or encourage electric  
38 heating systems. Specifically, it prohibits the inclusion of  
39 these costs in the company's expenses for rate-making purposes.  
40 It also prohibits the inclusion of these costs from the company's  
41 rate base.