

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2029

H.P. 1455

House of Representatives, December 26, 1989

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

Received by the Clerk of the House on December 26, 1989. Referred to the Committee on Utilities and 1600 ordered printed pursuant to Joint Rule 14.

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

EDWIN H. PERT, Clerk

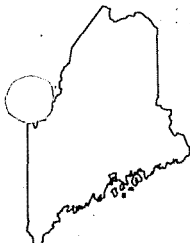
Presented by Representative HEESCHEN of Wilton.

Cosponsored by Senator BOST of Penobscot, Representative ADAMS of Portland and Representative SIMPSON of Casco.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

**An Act to Include Consideration of the Comparative Environmental
Impacts of Energy Production in Utility Proceedings.**



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

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4 Sec. 1. 35-A MRSA §3132, sub-§13 is enacted to read:

6 13. Consideration of comparative environmental impacts. In
8 its review of any petition for certificate of public convenience
10 and necessity, the commission shall consider the comparative
12 environmental impacts of the proposed generating facility and
14 transmission line and alternatives to the proposed facility and
transmission line, including the alternative of demand
management. In conducting its review of the comparative
environmental impacts, the commission may request assistance from
the Department of Environmental Protection.

16 Sec. 2. 35-A MRSA §3133, sub-§11 is enacted to read:

18 11. Consideration of comparative environmental impacts. In
20 its review of any petition for certificate of public convenience
22 and necessity, the commission shall consider the comparative
24 environmental impacts of the proposed purchase and alternatives
to the proposed purchase, including the alternative of demand
management. In conducting its review of the comparative
environmental impacts, the commission may request assistance from
the Department of Environmental Protection.

26 Sec. 3. 35-A MRSA §3133-A, sub-§6 is enacted to read:

28 6. Consideration of comparative environmental impacts. In
30 its review of any petition for certificate of public convenience
32 and necessity, the commission shall consider the comparative
34 environmental impacts of the proposed significant agreement or
contract, as defined in subsection 2, and alternatives to the
proposed significant agreement or contract, including the
alternative of demand management. In conducting its review of
the comparative environmental impacts, the commission may request
assistance from the Department of Environmental Protection.

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40 STATEMENT OF FACT

42 The purpose of this bill is to require the Public Utilities
44 Commission to consider the environmental impacts of public
46 utility services in utility proceedings. This bill requires the
48 commission to consider the adverse environmental impacts of
50 generation facilities, transmission lines, power purchases, and
52 other agreements or contracts when reviewing petitions for
certificates of public convenience and necessity. The commission
would be required to compare those impacts with the environmental
impacts of the alternative sources of power, including demand
management, when ruling on petitions for certificates of public
convenience and necessity.