

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

## SECOND REGULAR SESSION - 1990

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Legislative Document

No. 2197

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H.P. 1585

House of Representatives, January 18, 1990

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

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

Handwritten signature of Edwin H. Pert.

EDWIN H. PERT, Clerk

Presented by Representative PARADIS of Old Town.

Cosponsored by President PRAY of Penobscot, Representative LORD of Waterboro and Representative MICHAUD of East Millinocket.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY

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**Resolve, to Establish the State Comprehensive Energy Plan  
Commission.**

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(EMERGENCY)



Emergency preamble. Whereas, Acts and resolves of the  
Legislature do not become effective until 90 days after  
adjournment unless enacted as emergencies; and

Whereas, the State is faced with immediate and growing  
energy needs; and

Whereas, this legislation must be enacted as an emergency in  
order for the commission established to study the issues and  
develop a comprehensive energy plan in a timely manner; and

Whereas, in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
Maine and require the following legislation as immediately  
necessary for the preservation of the public peace, health and  
safety; now, therefore, be it

**Sec. 1. Commission established. Resolved:** That the State  
Comprehensive Energy Plan Commission is established; and be it  
further

**Sec. 2. Commission membership. Resolved:** That the commission  
shall consist of the following 15 members: 3 Senators, appointed  
by the President of the Senate, one of whom must be a member of  
the minority party; 3 members of the House of Representatives to  
be appointed by the Speaker of the House of Representatives, one  
of whom must be a member of the minority party; the Director of  
the State Planning Office; the Chair of the Public Utilities  
Commission; the Public Advocate; the Commissioner of Economic and  
Community Development; and the Commissioner of Environmental  
Protection. Additional members, to be appointed by the Governor,  
include one member representing an environmental organization,  
one member representing a utility company, one member  
representing a nonutility electric generator and one member  
representing a nongenerator business interest. The Director of  
the State Planning Office shall serve as chair of the commission;  
and be it further

**Sec. 3. Appointments; meetings. Resolved:** That all  
appointments must be made no later than 30 days following the  
effective date of this resolve. The Executive Director of the  
Legislative Council must be notified by all appointing  
authorities once the selections have been made. The Director of  
the State Planning Office shall call the first meeting of the  
commission; and be it further

**Sec. 4. Duties. Resolved:** That the commission shall develop a  
state comprehensive energy plan. The plan must include:

1. **Future demand.** An assessment of the future demand for energy in the State under a variety of scenarios regarding energy prices and anticipated conservation and cogeneration;

2. **Options available.** A study of the various options available to the State to meet growing energy needs, including, but not limited to, conservation, cogeneration, small power production, purchases from Canada and utility-sponsored generation. This study should examine for each option its predicted price, reliability and environmental impact within the State;

3. **Regional options.** An analysis of the State's energy situation in the context of regional power arrangements and agreements;

4. **Transmission.** An examination of the existing transmission capacities within this State and the rest of New England, including availability, pricing, accessibility and reliability. This examination should identify transmission bottlenecks and suggest strategies and policies to address them; and

5. **Recommendations.** Recommendations to the Governor and to the Legislature based on the findings of the commission; and be it further

**Sec. 5. Report. Resolved:** That the commission shall submit its report, together with any necessary implementing legislation, to the First Regular Session of the 115th Legislature by February 1, 1991; and be it further

**Sec. 6. Staff assistance. Resolved:** That the State Planning Office shall staff the commission. The commission may request additional staff assistance from state agencies represented on the commission; and be it further

**Sec. 7. Reimbursement. Resolved:** That the members of the commission who are Legislators shall receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, for days of attendance at commission meetings. All members of the commission who are not state employees shall receive expenses, as defined in the Maine Revised Statutes, Title 5, section 12002, upon application to the Executive Director of the Legislative Council for those expenses; and be it further

**Sec. 8. Appropriation. Resolved:** That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

	1989-90	1990-91
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4	<b>EXECUTIVE DEPARTMENT</b>	
6	<b>State Planning Office</b>	
8	Personal Services	\$25,242
8	All Other	4,200
10	Capital Expenditures	2,500
12	Provides funds for a 9-month Senior Planner position on a project basis to staff the State Comprehensive Energy Plan Commission. These funds may not lapse, but must be carried forward until June 30, 1991.	
20	<b>EXECUTIVE DEPARTMENT</b>	
22	<b>TOTAL</b>	<u>\$31,942</u>
24	<b>LEGISLATURE</b>	
26	<b>State Comprehensive Energy Plan Commission</b>	
28	Personal Services	\$330
30	All Other	800
32	Provides funds for the per diem, travel and related expenses of the State Comprehensive Energy Plan Commission. These funds may not lapse, but must be carried forward.	
38	<b>LEGISLATURE</b>	
40	<b>TOTAL</b>	<u>\$1,130</u>
42	<b>TOTAL APPROPRIATIONS</b>	<u>\$33,072</u>
44		<u>\$7,180</u>
46		<u>\$7,180</u>

Emergency clause. In view of the emergency cited in the preamble, this resolve takes effect when approved.

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## STATEMENT OF FACT

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This resolve establishes the State Comprehensive Energy Plan Commission to study the various options to meet the growing energy needs in the State and to develop a comprehensive energy plan for the State.

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