

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
115TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A" to S.P. 292, L.D. 774, "Resolve, to Establish the Commission on Electric Utilities and Long-range Energy Production Planning"

Amend the resolve by striking out all of the title and substituting the following:

'Resolve, to Establish the Commission on Comprehensive Energy Planning'

Further amend the resolve by striking out all of the 3rd indented paragraph after the title (page 1, lines 8 to 10 in L.D.) and inserting in its place the following:

'Whereas, this resolve establishes a state commission to study comprehensive energy planning for the State; and'

Further amend the resolve by striking out all of sections 1 and 2 and inserting in their place the following:

'Sec. 1. Commission established. Resolved: That the Commission on Comprehensive Energy Planning is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission consists of the following 16 members: 3 Senators, appointed by the President of the Senate; 3 members of the House of Representatives, appointed by the Speaker of the House of Representatives; 4 other legislative members appointed jointly by the President of the Senate and the Speaker of the House of Representatives; the Director of the State Planning Office, or the director's designated representative; the Chair of the Public Utilities Commission, or the chair's designated representative; the Public Advocate, or the Public Advocate's designated representative; the Commissioner of the Department of Transportation, or the commissioner's designated representative; the Commissioner of the Department of Conservation, or the commissioner's designated representative; and the Commissioner of the Department of Environmental Protection or the commissioner's designated representative. At least 3 of the 10 legislative

2 members must be members of the minority party. The commission
shall, by a vote of 2/3 of all members, elect a chair, who must
be a legislative member; and be it further'

4
6 Further amend the resolve in section 3, in the last line
(page 1, line 51 in L.D.) by inserting after the following:
"commission" the following: 'no later than 30 days after the
8 appointment of members'

10 Further amend the resolve by striking out all of sections 4
and 5 and inserting in their place the following:

12
14 **'Sec. 4. Duties. Resolved:** That the commission shall develop
a comprehensive energy plan for the State. The plan must include:

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

20 2. A study of the various options available to the State to
meet growing needs for energy and energy transmission, including,
22 but not limited to, least-cost energy planning, conservation,
energy efficiency, cogeneration, small power production,
24 purchases from Canada and utility-sponsored generation. This
study should examine predicted cost, reliability, environmental
26 impact within the State and environmental costs, otherwise known
as externalities, for each option;

28
30 3. An analysis of the State's energy situation in the
context of regional power arrangements and agreements;

32 4. Recommendations to the Governor and to the Legislature
based on the findings of the commission including a
34 recommendation for instituting a process whereby the State may
update and evaluate in an ongoing manner its comprehensive energy
36 planning; and be it further

38 **Sec. 5. Process. Resolved:** That, in conducting the study, the
commission may:

40
42 1. Hold several public hearings, at least 3 of which must
be held outside the State House complex in locations
geographically distributed throughout the State;

44
46 2. Create subcommittees or advisory groups as the committee
considers appropriate;

48 3. Request assistance from any individual, agency,
organization or other entity as the committee considers
50 appropriate; and

2 4. Adopt by 2/3 vote of all members, procedures for
conducting the commission's business; and be it further

4 **Sec. 6. Staff assistance. Resolved:** That the State Planning
Office shall staff the commission. The commission may request
6 additional staff assistance from state agencies as the commission
considers appropriate. The commission shall request assistance
8 with the preparation of any recommended legislation from the
Legislative Council; and be it further'

10 Further amend the resolve by striking out all of sections 7
12 and 8 and inserting in their place the following:

14 **'Sec. 7. Report. Resolved:** That the commission shall submit
its report, which must be approved by 2/3 of the commission
16 members, together with any necessary implementing legislation, to
the Second Regular Session of the 115th Legislature and to the
18 Joint Standing Committee on Utilities no later than February 1,
1992; and be it further

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

24 **1991-92**

26 **EXECUTIVE DEPARTMENT**

28 **State Planning Office**

30
32 Personal Services \$26,500
All Other 4,200
34 Capital Expenditures 2,500

36 Provides funds for a project 9-month Senior
Planner position and related administrative
38 costs to staff the Commission on
Comprehensive Energy Planning.

40 **EXECUTIVE DEPARTMENT**

TOTAL

\$33,200

42 **LEGISLATURE**

44 **Commission on Comprehensive**
46 **Energy Planning**

48 Personal Services \$4,950
50 All Other 5,375

52 Provides funds to the Commission on
Comprehensive Energy Planning for the per

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2 diem and expenses of legislative members,
printing and other meeting expenses.

4 LEGISLATURE
TOTAL

\$10,325'

6
8 Further amend the resolve by renumbering the sections to
read consecutively.

10 Further amend the resolve by inserting before the statement
of fact the following:

14 FISCAL NOTE

16 1991-92

18 APPROPRIATIONS/ALLOCATIONS

20 General Fund \$43,525

22 This resolve establishes the Commission on Comprehensive
24 Energy Planning. The State Planning Office will require a
General Fund appropriation of \$33,200 in fiscal year 1991-92 for
26 the salary, fringe benefits and operating expenses related to a
project Senior Planner who will staff the commission. The
Legislature will require a General Fund appropriation of \$10,325
28 in fiscal year 1991-92 for the per diem and expenses of the
legislative members of the commission, report printing and other
30 meeting expenses.'

32 STATEMENT OF FACT

34
36 This amendment broadens the scope of the study commission
described in the resolve from a commission on electric utility
38 and long-range planning to a Commission on Comprehensive Energy
Planning. The duties of the commission are expanded to require
40 the development of a comprehensive energy plan for the State,
including a consideration of least-cost energy planning, energy
efficiency and externalities.

42
44 This amendment alters the composition of the commission so
that there are 16 members, 10 of which are legislative members
46 and 6 of which are agency heads, or their designated
representatives. Three of the legislative members must be
members of the minority party.

48
50 This amendment adds a new section outlining how the study
may be conducted. It requires that at least 3 public hearings be
52 held by the commission in 3 locations geographically distributed
around the State. The commission may request assistance as it

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2 considers appropriate from whomever it considers appropriate.
The commission may adopt procedures for carrying out its business
which must be approved by a 2/3 vote of all members.

4
6 This amendment extends the reporting deadline for the
commission to February 1, 1992. The commission is required to
submit its report, which must be approved by 2/3 of the
8 commission's members, to the Joint Standing Committee on
Utilities as well as to the Second Regular Session of the 115th
10 Legislature.

12 This amendment also adds a fiscal note to the resolve.

Reported by Senator Cleveland for the Committee on Utilities.
Reproduced and Distributed Pursuant to Senate Rule 12.
(5/21/91) (Filing No. S-205)