

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

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Legislative Document

No. 1538

S.P. 512

In Senate, May 24, 1993

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**An Act to Establish Curtailable Load Retention Service.**

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Reference to the Committee on Utilities suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator LAWRENCE of York.  
Cosponsored by Representative LEMONT of Kittery and  
Senator: CARPENTER of York.

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

4 Sec. 1. 35-A MRSA c. 31, sub-c. VIII is enacted to read:

6 **SUBCHAPTER VIII**  
**INTERRUPTIBLE LOAD RETENTION SERVICE**

8 **§3201. Title**

10 This subchapter may be known and cited as the Electric Load  
12 Retention Service Policy.

14 **§3202. Policy; availability**

16 1. Policy. It is the policy of the State to ensure the  
18 retention of industrial customers for whom the availability of  
20 affordable electricity is a factor in whether those customers  
22 continue to operate in the State and to employ state citizens.  
It is the purpose of load retention service to alleviate the  
24 upward spiral in the cost of electrical service to industrial  
customers and to encourage and reward the conservation of  
electric capacity by requiring the load of these customers to be  
fully curtailable.

26 2. Availability. The Public Utilities Commission shall  
28 establish tariffs and schedules for load retention service for  
30 privately owned electric utilities. Load retention service is  
available to any customer taking service under the primary  
voltage level or above and who, at the time of commencement of  
service:

32 A. Qualifies as Type 2 NEPOOL Dispatchable Load, one hour  
34 category, as that term is defined in NEPOOL Criteria, Rules  
and Standards No. 16 at the start of the year for which this  
service is contracted;

36 B. Has or is willing to pay for adequate metering; and

38 C. Can reasonably demonstrate that the customer would leave  
40 the system but for the availability of this rate.

42 **§3203. Rates for Load Retention Service**

44 The rate for service to customers who qualify under section  
46 3202 is the utility's actual hourly marginal cost plus 9 per  
kilowatt-hour adder based upon the cost of the alternative to  
continued service.

48 **§3204. Investigation and decision**

50 Upon application by any customer who meets the criteria set  
52 forth in section 3202, the commission may hold a public hearing

2 and may investigate the propriety of granting the customer load  
3 retention service. The investigation must be completed within 2  
4 months from the date of filing of the application.

6 **§3205. Applicability of subchapter**

8 This subchapter does not apply to consumer-owned electric  
9 utilities organized in accordance with chapter 35.

10 **STATEMENT OF FACT**

12 This bill makes available curtailable load retention service  
14 to certain industrial customers.