

# MAINE STATE LEGISLATURE

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9.018

L.D. 1342

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UTILITIES AND ENERGY

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STATE OF MAINE
SENATE
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT A to S.P. 469, L.D. 1342, Bill, "An Act Reducing Oversight Expense for Decommissioning Nuclear Power Plants To Benefit Electric Ratepayers"

Amend the bill in Part A in section 2 by inserting at the end the following:

\$4396. Interim Spent Fuel Storage Facility Oversight Fund

The Interim Spent Fuel Storage Facility Oversight Fund, referred to in this section as "the fund," is established as a nonlapsing fund within the Office of the Public Advocate. All fees paid under this subchapter are collected by the Public Advocate for deposit in the fund. The Public Advocate shall oversee the fund and may disburse amounts in the fund to agencies or to other appropriate state funds in order to pay or contribute to the payment of costs incurred by agencies with respect to federal or state proceedings; safety, radiation and environmental monitoring; and security or other oversight-related activities related to the decommissioning of a nuclear power plant or the development or operation of an interim spent fuel storage facility in this State. The Public Advocate shall keep an annual accounting of all funds received by the fund and all disbursements from the fund and shall make a report of this accounting to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters by the first Monday in February of each year.'

Further amend the bill in Part B by striking out all of section 3.

COMMITTEE AMENDMENT

Further amend the bill by inserting after Part C the following:

**PART D**

**Sec. D-1. 22 MRSA §663**, as amended by PL 1997, c. 686, §4 and PL 2003, c. 689, Pt. B, §6, is repealed.

**Sec. D-2. Effective date.** This Part takes effect September 30, 2006.

**PART E**

**Sec. E-1. Appropriations and allocations.** The following appropriations and allocations are made.

**EXECUTIVE DEPARTMENT**

**Public Advocate 0410**

Initiative: Allocates funds for the payment of costs incurred by agencies related to the decommissioning of the Maine Yankee nuclear power plant.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2005-06</b>	<b>2006-07</b>
All Other	\$270,000	\$217,500
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$270,000</u>	<u>\$217,500'</u>

Further amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

**SUMMARY**

This amendment preserves the position of the State Nuclear Safety Inspector through September 30, 2006. This amendment also establishes a fund within the Office of the Public Advocate to receive the unified state assessment on the licensee operating an interim spent fuel storage facility in this State. The Public Advocate is directed to disburse amounts in the fund to agencies or to other appropriate state funds in order to pay or contribute to the payment of costs incurred by agencies with respect to federal or state proceedings; safety, radiation and environmental monitoring; and security or other oversight-related activities related to the decommissioning of a nuclear power plant or the

COMMITTEE AMENDMENT "A" to S.P. 469, L.D. 1342

2 development or operation of an interim spent fuel storage  
3 facility in this State. The Public Advocate is required to keep  
4 an annual accounting of all funds received by the fund and all  
5 disbursements from the fund and to make a report of this  
6 accounting to the joint standing committee of the Legislature  
7 having jurisdiction over utilities and energy matters by the  
8 first Monday in February of each year.

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**FISCAL NOTE REQUIRED**  
(See attached)

**COMMITTEE AMENDMENT**



# 122nd MAINE LEGISLATURE

LD 1342

LR 0570(02)

## An Act Reducing Oversight Expense for Decommissioning Nuclear Power Plants To Benefit Electric Ratepayers

Fiscal Note for Bill as Amended by Committee Amendment **A**

Committee: Utilities and Energy

Fiscal Note Required: Yes

### Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
<b>Appropriations/Allocations</b>				
Other Special Revenue Funds	\$270,000	\$217,500	\$170,000	\$170,000
<b>Revenue</b>				
Other Special Revenue Funds	(\$33,750)	(\$187,500)	(\$235,000)	(\$235,000)

#### Fiscal Detail and Notes

This legislation establishes a new dedicated fund within the Office of the Public Advocate to receive post-decommissioning oversight fees imposed on Maine Yankee. The fund will receive revenue of \$270,000 in fiscal year 2005-06, \$217,500 in fiscal year 2006-07 and \$170,000 each year thereafter. The funds will be disbursed to the State Nuclear Safety Advisor at the Division of Health Engineering, the Bureau of Health, the Maine State Police, the Maine Emergency Management Agency, the Public Advocate and the Department of Environmental Protection to reimburse for costs associated with decommissioning of the nuclear power plant. An allocation has been included to accomplish this.

The bill would also reduce Department of Health and Human Services revenue by \$303,750 in fiscal year 2005-06 and \$405,000 each year thereafter (\$180,000 for the State Nuclear Safety Inspector, \$90,000 for the Health and Environmental Testing Lab, and \$135,000 for the Radioactive Waste Fund). The bill does not eliminate the State Nuclear Safety Inspector and therefore the allocation is not reduced as much as the revenue. These costs would need to be funded from the new Interim Spent Fuel Storage Facility Oversight Fund or from existing department resources.