

MAINE STATE LEGISLATURE

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R. 078.

L.D. 1379

DATE: 6-8-05

(Filing No. H-667)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "B" to S.P. 477,
L.D. 1379, Bill, "An Act To Amend the Maine Wind Energy Act"

Amend the amendment in section 1 by striking out all of that part designated "~~§5250-Q.~~" and inserting in its place the following:

'§5250-Q. Community wind power generators

Notwithstanding any other provision of this subchapter, the commissioner may certify the property, equipment and employees used primarily as part of a community wind power generator of any entity that does not otherwise qualify as a qualified Pine Tree Development Zone business or that does not locate in a Pine Tree Development Zone as qualified to receive Pine Tree Development Zone benefits if the commissioner determines that such certification would support construction of a community wind power generator in this State by that entity and the entity will own title or controlling interest in that generator. The entity must demonstrate to the commissioner that the construction of the generator would not be likely to occur absent the availability of the Pine Tree Development Zone benefits. For the purposes of this section, "community wind power generator" means an electricity-generating facility at any one site with instantaneous generating nameplate capacity of not more than 10 megawatts and that is powered entirely by wind energy.'

Further amend the amendment in section 3 in that part designated "~~§3402.~~" in the first paragraph in the 15th line (page 2, line 27 in amendment) by striking out the following: "up"

HOUSE AMENDMENT

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "B" to S.P. 477, L.D. 1379

2 Further amend the amendment in section 3 in that part
designated "§3402." in the first paragraph in the 16th line (page
4 2, line 28 in amendment) by striking out the following: "300" and
inserting in its place the following: 'at least 300'

6
8 Further amend the amendment in section 4 in that part
designated "§3404." in the first paragraph in the 4th line (page
2, line 44 in amendment) by striking out the following: "high"
10 and inserting in its place the following: 'all state and federal'

12 Further amend the amendment in section 5 in the 7th line
(page 3, line 5 in amendment) by striking out the following:
14 "January 15" and inserting in its place the following: 'March 1'

16 Further amend the amendment in section 6 in the 4th line
(page 3, line 21 in amendment) by striking out the following:
18 "January 13" and inserting in its place the following: 'March 1'

20 SUMMARY

22 This amendment makes the following changes to Committee
24 Amendment "B." First, it limits the Commissioner of Economic and
Community Development's discretion in the designation as a
26 qualified Pine Tree Development Zone to the property, equipment
and employees dedicated primarily to a community wind power
28 generator. Under this amendment, no other property, equipment or
employees of any entity owning or containing a community wind
30 power generator would be eligible for the benefits of Pine Tree
Development Zone designation, unless otherwise included in a Pine
32 Tree Development Zone. Second, it changes the goal of installed
community wind power generator projects to at least 300 megawatts
34 by 2010. Third, it clarifies that wind-energy related
development must be consistent with state and federal
36 environmental standards. Fourth, it changes the date by which
standards must be adopted in section 5 and the report date of
38 section 6 of Committee Amendment "B" to March 1, 2006.

40
42 SPONSORED BY: 
(Representative FLETCHER)

44 TOWN: Winslow

46 FISCAL NOTE REQUIRED
(See attached)

HOUSE AMENDMENT



122nd MAINE LEGISLATURE

LD 1379

LR 1948(11)

An Act To Amend the Maine Wind Energy Act

Fiscal Note for House Amendment "A" to Committee Amendment " B "

Sponsor: Rep. Fletcher

Fiscal Note Required: Yes

Fiscal Note

Potential reduced revenue loss - General Fund

Fiscal Detail and Notes

This amendment reduces the potential situations in which an entity would be eligible for Pine Tree Development Zone benefits which may decrease the General Fund revenue loss associated with community wind power generators.