

# MAINE STATE LEGISLATURE

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**Rds.**

1  
2 Date: *5/21/07*

L.D. 413  
(Filing No. H-*280*)

3 **UTILITIES AND ENERGY**

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5 **STATE OF MAINE**  
6 **HOUSE OF REPRESENTATIVES**  
7 **123RD LEGISLATURE**  
8 **FIRST REGULAR SESSION**

9 COMMITTEE AMENDMENT "*A*" to H.P. 329, L.D. 413, Bill, "An Act To  
10 Amend Maine's Electric Utility Restructuring Laws"

11 Amend the bill by striking out the title and substituting the following:

12 **'Resolve, Regarding the Reentry of Electric Utilities into the Energy Supply**  
13 **Business'**

14 Amend the bill by striking out everything after the title and inserting the following:

15 **'Sec. 1. Review of electric utility participation in energy supply and**  
16 **related issues. Resolved:** That the Public Utilities Commission shall undertake a  
17 review of the issue of electric utilities' participation in the energy supply business. The  
18 review must be conducted through a public investigative proceeding. For the purposes of  
19 this section, "energy supply business" includes owning, operating or having an interest in  
20 electric generation facilities, load management activities or demand-side management  
21 activities. The review must address, but is not limited to:

22 1. The laws and rules that would need to be changed to allow electric utilities to  
23 participate in the energy supply business;

24 2. Potential impacts of electric utility participation in the energy supply business on  
25 unregulated generators of electricity and on competitive electricity providers;

26 3. Potential impacts of electric utility participation in the energy supply business on  
27 consumers of electricity;

28 4. The relative advantages and disadvantages of various methods and options for  
29 allowing utility participation in the energy supply business;

30 5. Options for regulatory oversight and approval of electric utility participation in the  
31 energy supply business;

**COMMITTEE AMENDMENT**

R.O.S.

COMMITTEE AMENDMENT "A" to H.P. 329, L.D. 413

1 6. Options for restricting electric utility participation in the energy supply business in  
2 terms of the size or type of generation facility, total production, as measured in  
3 megawatts, and fuel source, including limiting production to renewable resources;

4 7. Specific issues presented by the participation of consumer-owned electric utilities  
5 in the energy supply business;

6 8. Options for obtaining additional benefits for electricity consumers as a result of the  
7 State's participation in regional arrangements and the State's role in siting new electricity  
8 generation facilities to serve the regional market; and

9 9. Potential stranded costs and the recovery of any stranded costs that may be  
10 associated with electric utility participation in the energy supply business; and be it  
11 further

12 **Sec. 2. Report. Resolved:** That, no later than January 15, 2008, the Public  
13 Utilities Commission shall report its findings and recommendations for further action and  
14 legislation to implement its recommendations to the Joint Standing Committee on  
15 Utilities and Energy; and be it further

16 **Sec. 3. Authority to submit legislation. Resolved:** That the Joint Standing  
17 Committee on Utilities and Energy may submit legislation relating to the subject matter  
18 of this resolve to the Second Regular Session of the 123rd Legislature.'

19 **SUMMARY**

20 This amendment replaces the bill with a resolve. The amendment directs the Public  
21 Utilities Commission to undertake a review of issues related to electric utilities'  
22 participation in the energy supply business. The review must be conducted through a  
23 public investigative proceeding. The amendment requires the Public Utilities Commission  
24 to report its findings and recommendations to the Joint Standing Committee on Utilities  
25 and Energy by January 15, 2008 and authorizes the committee to submit legislation  
26 related to the report to the Second Regular Session of the 123rd Legislature.

27 **FISCAL NOTE REQUIRED**  
28 **(See attached)**

**COMMITTEE AMENDMENT**



# 123rd MAINE LEGISLATURE

LD 413

LR 1831(02)

**An Act To Amend Maine's Electric Utility Restructuring Laws**

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

**Committee: Utilities and Energy**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - Other Special Revenue Funds

### Fiscal Detail and Notes

The additional costs associated with this legislation can be absorbed by the Public Utilities Commission utilizing existing budgeted resources.