

# MAINE STATE LEGISLATURE

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# 123rd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2007

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Legislative Document

No. 759

H.P. 580

House of Representatives, February 13, 2007

**An Act To Increase the Percentage of Renewable Power in Systems  
of Very Large Investor-owned Transmission and Distribution  
Utilities**

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Reference to the Committee on Utilities and Energy suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative MacDONALD of Boothbay.  
Cosponsored by Senator BARTLETT of Cumberland and  
Representatives: ADAMS of Portland, BERRY of Bowdoinham, BOLAND of Sanford,  
FLETCHER of Winslow, HINCK of Portland, MIRAMANT of Camden, PIEH of Bremen,  
PINGREE of North Haven.

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

2 **Sec. 1. 35-A MRSA §3201, sub-§20** is enacted to read:

3 **20. Very large, investor-owned transmission and distribution utility.** “Very  
4 large, investor-owned transmission and distribution utility” means an investor-owned  
5 transmission and distribution utility serving more than 500,000 retail customers in the  
6 State.

7 **Sec. 2. 35-A MRSA §3210, sub-§3-A** is enacted to read:

8 **3-A. Portfolio requirements; territory served by a very large, investor-owned**  
9 **transmission and distribution utility.** Notwithstanding subsection 3, as a condition of  
10 licensing pursuant to section 3203, each competitive electricity provider in this State that  
11 makes retail electricity sales in a territory served by a very large, investor-owned  
12 transmission and distribution utility must demonstrate in a manner satisfactory to the  
13 commission that the percentage of its portfolio of supply sources for retail electricity  
14 sales in that territory is accounted for by eligible resources in accordance with this  
15 section. The percentage:

16 A. Must be 31% in 2008;

17 B. Must increase by one percentage point over the previous year for the years 2009  
18 to 2016; and

19 C. Must be 40% in 2017 and each subsequent year.

20 If a competitive electricity provider represents to a customer that the provider is selling to  
21 the customer a portfolio of supply sources that includes more than the required  
22 percentage of eligible resources under this section, the resources necessary to supply  
23 more than the required percentage of that customer's load may not be applied to meet the  
24 aggregate percentage portfolio requirement.

25 The commission shall adopt rules to implement this subsection. Rules adopted pursuant  
26 to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter  
27 2-A.

28 **SUMMARY**

29 This bill requires that, beginning in 2008, a competitive electricity provider selling  
30 electricity to the public in an area served by an investor-owned transmission and  
31 distribution utility that serves more than 500,000 customers in the State must increase the  
32 percentage of its portfolio of supply sources provided by renewable resources.  
33 Specifically, such a competitive electricity provider must increase the percentage of its  
34 supply portfolio provided by eligible resources, including renewable and efficient  
35 resources, by one percentage point per year, beginning at the current requirement of 30%  
36 and increasing from 31% to 40% in the years 2008 through 2017.