

# MAINE STATE LEGISLATURE

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UTILITIES AND ENERGY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 296, L.D. 389, Bill, "An Act To Facilitate the State's Existing Commitment to the Production of Liquid Biofuels"

Amend the bill in section 2 in §1023-K by striking out all of subsection 1 and inserting the following:

'1. Established; fund administration. The Clean Fuel Vehicle Fund, referred to in this section as the "fund," is established under the jurisdiction of the authority to support production, distribution and consumption of clean fuels and biofuels. In administering the fund, the authority shall consult and provide opportunity for input from the Governor's Office of Energy Independence and Security within the Executive Department.'

Amend the bill in section 2 in §1023-K by striking out all of subsection 1-A and inserting the following:

'1-A. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Clean fuel" has the same meaning as in section 963-A.

B. "Sustainable biofuel" means fuel that:

(1) Satisfies the definition of "biofuel" in Title 36, section 5219-X; and

(2) Is produced in a manner that relies on sustainable natural resource and use practices and, on a life-cycle basis, results in net reductions in greenhouse gas emissions.'

Amend the bill in section 2 in §1023-K in subsection 2 in paragraph D in the 3rd line (page 1, line 32 in L.D.) by striking out the following: "through income tax forms or vehicle registration"

Amend the bill in section 2 in §1023-K in subsection 3-B in paragraph B in the 2nd line (page 2, line 25 in L.D.) by inserting before the following: "biofuel" the following: 'sustainable'

COMMITTEE AMENDMENT

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1 Amend the bill in section 2 in §1023-K in subsection 3-B in paragraph C in the first  
2 line (page 2, line 31 in L.D.) by striking out the following: "biofuel and clean fuel" and  
3 inserting the following: 'clean fuel and sustainable biofuel'

4 Amend the bill in section 2 in §1023-K in subsection 3-B by inserting new  
5 paragraphs D and E as follows:

6 'D. The fund may be used for reasonable development and administration costs for  
7 an online contribution process, in accordance with subsection 6.

8 E. The fund may be used for reasonable initial and ongoing administrative costs of  
9 the authority to implement this section.'

10 Amend the bill in section 2 in §1023-K in subsection 4 in the 5th line (page 3, line 5  
11 in L.D.) by inserting before the following: "biofuels" the following: 'sustainable'

12 Amend the bill in section 2 in §1023-K by adding a new subsection 6 as follows:

13 '6. Online voluntary contribution. The Secretary of State, in consultation with the  
14 authority, may develop and administer a cost-effective method for a person to make a  
15 voluntary contribution to the fund through an online process. If such a method is  
16 developed, reasonable development and administration costs for the online contribution  
17 process must be deducted from contributions to the fund.'

18 Amend the bill in section 3 in §1026-A in subsection 1 in paragraph A in  
19 subparagraph (1) in division (c) in the first line (page 3, line 25 in L.D.) by inserting after  
20 the following: "and" the following: 'sustainable'

21 Amend the bill by striking out all of sections 4, 5, 6 and 7.

22 Amend the bill by relettering or renumbering any nonconsecutive Part letter or  
23 section number to read consecutively.

24 **SUMMARY**

25 This amendment makes the following changes to the bill.

26 1. It removes the requirement that the Governor's Office of Energy Independence  
27 and Security within the Executive Department provide direct oversight of the Clean Fuel  
28 Vehicle Fund and instead requires that, in administering the fund, the Finance Authority  
29 of Maine consult and accept input from the Governor's Office of Energy Independence  
30 and Security.

31 2. It amends the bill to focus on "sustainable biofuel," replaces the term "biofuel"  
32 with "sustainable biofuel" and changes the related definition.

33 3. It adds a provision to allow the Secretary of State to develop and administer a  
34 cost-effective method for a person to contribute to the fund through an online process.

35 4. It eliminates the provisions of the bill relating to prohibitions on franchise  
36 agreements between suppliers and retail fuel dealers; requirements for a voluntary  
37 contribution to the Clean Fuel Vehicle Fund as part of the regular motor vehicle  
38 registration process and as a checkoff on an income tax return; and the requirement for a

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COMMITTEE AMENDMENT "A" to H.P. 296, L.D. 389

1 study of biofuels sustainability by the Governor's Office of Energy Independence and  
2 Security.

**FISCAL NOTE REQUIRED**

(See attached)

**COMMITTEE AMENDMENT**



# 124th MAINE LEGISLATURE

LD 389

LR 599(02)

**An Act To Facilitate the State's Existing Commitment to the Production of Liquid Biofuels**

**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 - General Fund

### Fiscal Detail and Notes

Additional costs to the Finance Authority of Maine, the Governor's Office of Energy Independence and Security, and the Secretary of State can be absorbed within existing budgeted resources.