

# MAINE STATE LEGISLATURE

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# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

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Legislative Document

No. 1061

S.P. 395

In Senate, March 17, 2009

### An Act To Improve Maine's Renewable Portfolio Standard

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator BLISS of Cumberland.  
Cosponsored by Representative HINCK of Portland and  
Senators: BARTLETT of Cumberland, HOBBS of York, NUTTING of Androscoggin,  
Representatives: FITTS of Pittsfield, FLETCHER of Winslow.

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

2 **Sec. 1. 35-A MRSA §3210, sub-§3-A, ¶A,** as corrected by RR 2007, c. 2, §20,  
3 is amended to read:

4 A. Except as provided in paragraph B, beginning January 1, 2008, as a condition of  
5 licensing pursuant to section 3203, each competitive electricity provider in this State  
6 must demonstrate in a manner satisfactory to the commission that the percentage of  
7 its portfolio of supply sources for retail electricity sales in this State accounted for by  
8 new renewable capacity resources is as follows:

- 9 (1) One percent for the period from January 1, 2008 to December 31, 2008;
- 10 (2) Two percent for the period from January 1, 2009 to December 31, 2009;
- 11 (3) Three percent for the period from January 1, 2010 to December 31, 2010;
- 12 (4) Four percent for the period from January 1, 2011 to December 31, 2011;
- 13 (5) Five percent for the period from January 1, 2012 to December 31, 2012;
- 14 (6) Six percent for the period from January 1, 2013 to December 31, 2013;
- 15 (7) Seven percent for the period from January 1, 2014 to December 31, 2014;
- 16 (8) Eight percent for the period from January 1, 2015 to December 31, 2015;
- 17 (9) Nine percent for the period from January 1, 2016 to December 31, 2016; and
- 18 (10) Ten percent for the period from January 1, 2017 to December 31, 2017.

19 New renewable capacity resources used to satisfy the requirements of this paragraph  
20 may not be used to satisfy the requirements of subsection 3. The competitive  
21 electricity provider of a new renewable capacity resource used to satisfy the  
22 requirements of this paragraph must supply all of the electricity from its renewable  
23 resource generating facility to the New England Power Pool control area or the  
24 northern Maine independent system for a minimum period of one year. If a  
25 competitive electricity provider under this paragraph imports electricity into the State  
26 from a renewable resource generating facility located outside of the New England  
27 Power Pool or the northern Maine independent system, the delivery of the electricity  
28 may not be subject to economic withholding or curtailment except for the event of a  
29 planned or forced transmission line outage preventing the import of the electricity or  
30 when the applicable interpool tie lines are operating at full transfer capacity. A  
31 competitive electricity provider that fails to comply with the provisions of this  
32 paragraph may not be considered eligible as a new renewable capacity resource under  
33 this subsection for 12 months and is subject to any other action determined  
34 appropriate by the commission.

### 35 SUMMARY

36 This bill requires that a competitive electricity provider of a new renewable capacity  
37 resource in the portfolio of supply sources for retail electricity sales in the State must  
38 supply all of the electricity from its renewable resource generation facility to the New

1 England Power Pool or the northern Maine independent system for a minimum period of  
2 one year. A competitive electricity provider that imports its electricity from a generating  
3 facility located outside of the New England Power Pool or the northern Maine  
4 independent system may not subject the delivery of electricity to economic withholding  
5 or curtailment except for a transmission line outage or when the interpool tie lines are  
6 operating at full transfer capacity. A competitive electricity provider that fails to comply  
7 with the provisions of this bill will not be considered eligible as a new renewable capacity  
8 resource for 12 months.