

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Handwritten initials "M.R.S." and a circle.

L.D. 1485

Date:

6/1/19 Report B

(Filing No. H-505)

JOINT SELECT COMMITTEE ON MAINE'S ENERGY FUTURE

Reproduced and distributed under the direction of the Clerk of the House.

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

COMMITTEE AMENDMENT "A" to H.P. 1038, L.D. 1485, Bill, "An Act Regarding Maine's Energy Future"

Amend the bill in Part B in section 3 in §10104 by striking out all of subsection 3 (page 6, lines 4 to 12 in L.D.) and inserting the following:

'3. Measures of performance. The trust shall adopt by rule quantifiable measures of performance to which it will be held accountable. The measures must be established for a 3-year period. Rules adopted by the trust under this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A. Prior to provisionally adopting rules under this subsection, the trust shall seek comments from the commission on the proposed measures of performance. The trust shall also develop quantifiable measures of performance to which it will hold accountable all recipients of funding from the trust and recipients of funds used to deliver energy efficiency and weatherization programs administered or funded by the trust. Such measures may include, but are not limited to, reduced energy consumption, increased use of alternative energy resources, reduced capacity demand for natural gas, electricity and fossil fuels, reduced carbon dioxide emissions, program and overhead costs and cost-effectiveness, the number of new jobs created by the award of trust funds, the number of energy efficiency trainings or certification courses completed and the amount of sales generated.'

Amend the bill in Part B in section 3 in §10104 in subsection 4 by striking out all of the first paragraph (page 6, lines 13 to 27 in L.D.) and inserting the following:

'4. Triennial plan. The board by rule shall establish a detailed, triennial energy efficiency and alternative energy resources plan. The triennial plan must provide integrated planning, program design and implementation strategies for all energy efficiency and alternative energy resources programs administered by the trust, including but not limited to the electric efficiency and conservation programs under section 10110, the natural gas efficiency and conservation programs under section 10111, the Regional Greenhouse Gas Initiative Trust Fund under section 10109, the Heating Fuels Efficiency and Weatherization Fund under section 10119 and any state or federal funds or publicly directed funds accepted by or allocated to the trust for the purposes of this chapter. The

COMMITTEE AMENDMENT

R. of S.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

triennial plan must include provisions for the application of appropriate program funds to support workforce development efforts that are consistent with and promote the purposes of the trust. The plan must be consistent with the comprehensive state energy plan pursuant to Title 2, section 9, subsection 3, paragraph C.'

Amend the bill in Part B in section 3 in §10104 in subsection 4 by striking out all of paragraphs C and D and inserting the following:

'C. Prior to provisionally adopting rules under this subsection, the board shall seek comments from the commission on the proposed plan and shall approve the plan contained in provisionally adopted rules by an affirmative vote of 2/3 of the voting members of the board. The board shall approve the plan only upon a finding that the plan is consistent with the statutory authority for each source of funds that will be used to implement the plan, the state energy efficiency targets in paragraph F and the best practices of program administration under subsection 2. The plan must include, but is not limited to, efficiency and conservation program budget allocations, objectives, targets, measures of performance, program designs, program implementation strategies, timelines and other relevant information.

D. When submitting its provisionally adopted rules to the Legislature under this subsection, the trust shall provide a detailed explanation of the proposed plan to the joint standing committee of the Legislature having jurisdiction over energy matters. The joint standing committee may recommend rejection of elements of the plan that propose to use funds generated pursuant to sections 10110, 10111 or 10119 if the plan fails to reasonably explain how these elements of the program would achieve the objectives and implementation requirements of the programs established under those sections or the measures of performance under subsection 3. Funds generated under these statutory authorities may not be used pursuant to the triennial plan unless the Legislature had provided for the allocation of those funds.'

Amend the bill in Part B in section 3 in §10104 in subsection 4 by inserting at the end a new blocked paragraph to read:

'Rules adopted by the trust under this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.'

Amend the bill in Part B in section 3 in §10104 in subsection 5 in the 2nd and 3rd lines (page 8, lines 15 and 16 in L.D.) by striking out the following: "the commission and"

Amend the bill in Part B in section 3 in §10104 in subsection 6 in the first paragraph in the last 2 lines (page 9, lines 26 and 27 in L.D.) by striking out the following: "also approved by the commission using the same standard as for" and inserting the following: 'included in an amendment to the rules governing'

Amend the bill in Part B in section 3 by striking out all of §10120 and inserting the following:

§10120. Commission oversight of Efficiency Maine Trust

1. Measures of performance. The commission shall review and advise the board and the Legislature regarding proposed measures of performance governing the trust

1 pursuant to section 10104, subsection 3, including whether the proposed measures satisfy
2 the requirements of this chapter, including the principles of administration set forth in
3 section 10104, subsection 2 and whether the proposed measures are in the public interest.
4 The rules adopted by the trust establishing measures of performance must define the
5 electricity, natural gas and heating fuel savings targets established in section 10104,
6 subsection 4, paragraph F and specify the measures for assessing progress in meeting the
7 targets.

8 **2. Expenditure of funds; regulation.** The trust may not expend any funds from
9 assessments made under this chapter until the trust adopts rules establishing the triennial
10 plan and the Legislature approves allocations of those funds. The commission upon
11 recommendation of the Public Advocate or the Attorney General may open an
12 investigation of practices or acts of the trust. If the commission, upon investigation, finds
13 that the trust has failed to comply with any requirement of this chapter or other
14 requirements of law in the use or expenditure of any funds from assessments made under
15 this chapter, the commission may issue an appropriate order directing the trust to take
16 necessary actions to bring the trust into compliance with the law and may suspend or
17 limit the authority of the trust to expend or encumber any funds derived from assessments
18 made under this chapter until the commission finds the trust has come into compliance
19 with the law. The commission may adopt rules to implement this subsection. Rules
20 adopted pursuant to this subsection are routine technical rules as defined in Title 5,
21 chapter 375, subchapter 2-A.'

22 Amend the bill in Part C in section 2 by striking out all of subsection 3 (page 32, lines
23 3 to 8 in L.D.) and inserting the following:

24 **'3. Triennial plan.** The Director of the Efficiency Maine Trust shall hire or contract
25 staff as needed to support the Efficiency Maine Trust and, no later than March 15, 2010,
26 shall provisionally adopt rules establishing the triennial plan according to Title 35-A,
27 section 10104. The Efficiency Maine Trust may study existing rules, conduct research,
28 appoint technical advisory groups and hold public meetings in preparation for
29 transitioning to the new structure and to support the development of the triennial plan.'

30 Amend the bill in Part J by striking out all of section 1 and inserting in its place the
31 following:

32 **'Sec. J-1. Appropriations and allocations.** The following appropriations and
33 allocations are made.

34 **EFFICIENCY MAINE TRUST**

35 **Conservation Administration Fund 0966**

36 Initiative: Allocates funds to reflect the transfer of the Conservation Administration Fund
37 program from the Public Utilities Commission to the Efficiency Maine Trust.

38	FEDERAL EXPENDITURES FUND	2009-10	2010-11
39	All Other	\$0	\$432,774
40			
41	FEDERAL EXPENDITURES FUND TOTAL	\$0	\$432,774

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 1038, L.D. 1485

1	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
2	All Other	\$0	\$1,200,000
3			
4	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$1,200,000</u>

5	FEDERAL EXPENDITURES FUND ARRA	2009-10	2010-11
6	All Other	\$0	\$4,576,500
7			
8	FEDERAL EXPENDITURES FUND ARRA TOTAL	<u>\$0</u>	<u>\$4,576,500</u>

9	FEDERAL BLOCK GRANT FUND ARRA	2009-10	2010-11
10	All Other	\$0	\$557,725
11			
12	FEDERAL BLOCK GRANT FUND ARRA TOTAL	<u>\$0</u>	<u>\$557,725</u>

13 **Conservation Program Fund 0967**

14 Initiative: Allocates funds to reflect the transfer of the Conservation Program Fund
15 program from the Public Utilities Commission to the Efficiency Maine Trust.

16	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
17	All Other	\$0	\$14,135,334
18			
19	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$14,135,334</u>

20 **Efficiency Maine Trust N081**

21 Initiative: Allocates funds to reflect the elimination of the Maine Energy Conservation
22 Board at the Public Utilities Commission and the transfer of related funds to the
23 Efficiency Maine Trust.

24	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
25	All Other	\$0	\$263,400
26			
27	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$263,400</u>

28 **Efficiency Maine Trust N081**

29 Initiative: Allocates funds to reflect a transfer from the reimbursement fund at the Public
30 Utilities Commission to the Efficiency Maine Trust for the trust's operating costs during
31 the transition year in fiscal year 2009-10.

COMMITTEE AMENDMENT

R. 88

COMMITTEE AMENDMENT "A" to H.P. 1038, L.D. 1485

1	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
2	All Other	\$700,000	\$0
3			
4	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$700,000</u>	<u>\$0</u>

5 **Energy and Carbon Savings Trust Fund N027**
6 Initiative: Allocates funds to reflect the transfer of the Energy and Carbon Savings Trust
7 Fund program from the Public Utilities Commission to the Efficiency Maine Trust.

8	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
9	All Other	\$0	\$30,000,000
10			
11	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$30,000,000</u>

12 **Energy Conservation Small Business Revolving Loan Fund N087**
13 Initiative: Allocates funds to reflect the transfer of the Energy Conservation Small
14 Business Revolving Loan Fund from the Public Utilities Commission to the Efficiency
15 Maine Trust.

16	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
17	All Other	\$0	\$410,000
18			
19	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$410,000</u>

20 **Heating Fuels Efficiency and Weatherization Fund N088**
21 Initiative: Provides a base allocation to authorize expenditures of any funds received for
22 the program.

23	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
24	All Other	\$0	\$500
25			
26	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$500</u>

27 **Natural Gas Conservation Fund N085**
28 Initiative: Allocates funds from an assessment of up to 3% of certain gas utilities' delivery
29 revenues.

30	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
31	All Other	\$0	\$891,000
32			
33	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$891,000</u>

COMMITTEE AMENDMENT

R. 6. 6.

COMMITTEE AMENDMENT "A" to H.P. 1038, L.D. 1485

1 **Solar Rebate Program Fund Z012**

2 Initiative: Allocates funds to reflect the transfer of the Solar Rebate Program Fund from
3 the Public Utilities Commission to the Efficiency Maine Trust.

4	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
5	All Other	\$0	\$750,000
6			
7	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$750,000</u>

8 **Solar Rebate Program Fund Z012**

9 Initiative: Allocates funds to reflect the transfer of the Solar Rebate Program Fund from
10 the Public Utilities Commission to the Efficiency Maine Trust.

11	FEDERAL EXPENDITURES FUND ARRA	2009-10	2010-11
12	All Other	\$0	\$500,000
13			
14	FEDERAL EXPENDITURES FUND ARRA TOTAL	<u>\$0</u>	<u>\$500,000</u>

15 **EFFICIENCY MAINE TRUST**
16 **DEPARTMENT TOTALS**

17		2009-10	2010-11
18	FEDERAL EXPENDITURES FUND	\$0	\$432,774
19	OTHER SPECIAL REVENUE FUNDS	\$700,000	\$47,650,234
20	FEDERAL EXPENDITURES FUND ARRA	\$0	\$5,076,500
21	FEDERAL BLOCK GRANT FUND ARRA	\$0	\$557,725
22			
23	DEPARTMENT TOTAL - ALL FUNDS	<u>\$700,000</u>	<u>\$53,717,233</u>

24 **PUBLIC UTILITIES COMMISSION**

25 **Conservation Administration Fund 0966**

26 Initiative: Deallocates funds to reflect the transfer of 17 positions and associated costs of
27 the Conservation Administration Fund program at the Public Utilities Commission to the
28 Efficiency Maine Trust.

29	FEDERAL EXPENDITURES FUND	2009-10	2010-11
30	POSITIONS - LEGISLATIVE COUNT	0.000	(2.000)
31	Personal Services	\$0	(\$137,054)
32	All Other	\$0	(\$295,720)
33			
34	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>(\$432,774)</u>

R. S.

COMMITTEE AMENDMENT "A" to H.P. 1038, L.D. 1485

1	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
2	POSITIONS - FTE COUNT	0.000	(9.000)
3	Personal Services	\$0	(\$921,469)
4	All Other	\$0	(\$278,531)
5			
6	OTHER SPECIAL REVENUE FUNDS TOTAL	<hr/> \$0	<hr/> (\$1,200,000)

7	FEDERAL EXPENDITURES FUND ARRA	2009-10	2010-11
8	Personal Services	\$0	(\$421,302)
9	All Other	\$0	(\$4,155,198)
10			
11	FEDERAL EXPENDITURES FUND ARRA TOTAL	<hr/> \$0	<hr/> (\$4,576,500)

12	FEDERAL BLOCK GRANT FUND ARRA	2009-10	2010-11
13	Personal Services	\$0	(\$132,393)
14	All Other	\$0	(\$425,332)
15			
16	FEDERAL BLOCK GRANT FUND ARRA TOTAL	<hr/> \$0	<hr/> (\$557,725)

17 **Conservation Administration Fund 0966**

18 Initiative: Deallocates funds to reflect the transfer of the Energy Conservation Small

19 Business Revolving Loan Fund from the Public Utilities Commission to the Efficiency

20 Maine Trust.

21	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
22	All Other	\$0	(\$410,000)
23			
24	OTHER SPECIAL REVENUE FUNDS TOTAL	<hr/> \$0	<hr/> (\$410,000)

25 **Conservation Program Fund 0967**

26 Initiative: Deallocates funds to reflect the transfer of the Conservation Program Fund

27 program at the Public Utilities Commission to the Efficiency Maine Trust.

28	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
29	All Other	\$0	(\$14,135,334)
30			
31	OTHER SPECIAL REVENUE FUNDS TOTAL	<hr/> \$0	<hr/> (\$14,135,334)

32 **Energy and Carbon Savings Trust Fund N027**

COMMITTEE AMENDMENT

R. 03

COMMITTEE AMENDMENT "A" to H.P. 1038, L.D. 1485

1 Initiative: Deallocates funds to reflect the transfer of the Energy and Carbon Savings
2 Trust Fund program from the Public Utilities Commission to the Efficiency Maine Trust.

3	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
4	All Other	\$0	(\$30,000,000)
5			
6	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$30,000,000)

7 **Maine Energy Conservation Board Z076**

8 Initiative: Deallocates funds to reflect the elimination of the Maine Energy Conservation
9 Board at the Public Utilities Commission and the transfer of related funds to the
10 Efficiency Maine Trust.

11	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
12	All Other	\$0	(\$263,400)
13			
14	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$263,400)

15 **Solar Rebate Program Fund Z012**

16 Initiative: Deallocates funds to reflect the transfer of the Solar Rebate Program Fund from
17 the Public Utilities Commission to the Efficiency Maine Trust.

18	OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
19	All Other	\$0	(\$750,000)
20			
21	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$750,000)

22 **Solar Rebate Program Fund Z012**

23 Initiative: Deallocates funds to reflect the transfer of the Solar Rebate Program Fund from
24 the Public Utilities Commission to the Efficiency Maine Trust.

25	FEDERAL EXPENDITURES FUND ARRA	2009-10	2010-11
26	All Other	\$0	(\$500,000)
27			
28	FEDERAL EXPENDITURES FUND ARRA TOTAL	\$0	(\$500,000)

29	PUBLIC UTILITIES COMMISSION		
30	DEPARTMENT TOTALS	2009-10	2010-11
31			
32	FEDERAL EXPENDITURES FUND	\$0	(\$432,774)

COMMITTEE AMENDMENT

R. et S.

COMMITTEE AMENDMENT "A" to H.P. 1038, L.D. 1485

1	OTHER SPECIAL REVENUE FUNDS	\$0	(\$46,758,734)
2	FEDERAL EXPENDITURES FUND ARRA	\$0	(\$5,076,500)
3	FEDERAL BLOCK GRANT FUND ARRA	\$0	(\$557,725)
4			
5	DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$52,825,733)

6	SECTION TOTALS	2009-10	2010-11
7			
8	FEDERAL EXPENDITURES FUND	\$0	\$0
9	OTHER SPECIAL REVENUE FUNDS	\$700,000	\$891,500
10	FEDERAL EXPENDITURES FUND ARRA	\$0	\$0
11	FEDERAL BLOCK GRANT FUND ARRA	\$0	\$0
12			
13	SECTION TOTAL - ALL FUNDS	\$700,000	\$891,500
14			

15 **SUMMARY**

16 This amendment, which is the minority report of the Joint Select Committee on
17 Maine's Energy Future, modifies those portions of the bill relating to the development by
18 the Efficiency Maine Trust of its triennial plan and measures of performance. Under the
19 bill, these are reviewed by the legislative committee of jurisdiction but are not subject to
20 direct legislative approval; they are subject to approval by the Public Utilities
21 Commission. Under this amendment, they must be developed by the trust with input
22 from the Public Utilities Commission but must take the form of major substantive rules
23 subject to legislative approval. In order to ensure the rules are submitted to the
24 Legislature in time for review and approval during the Second Regular Session of the
25 124th Legislature and so will be in place when the trust is required to begin implementing
26 programs on July 1, 2010, this amendment requires the major substantive rules to be
27 provisionally adopted by March 15, 2010. This amendment also makes explicit that the
28 various funds that will be administered by the trust may not be expended by the trust
29 without legislative allocation of those funds.

30 This amendment replaces the Part J appropriations and allocations section to reflect
31 the removal of the provision authorizing an oversight and evaluation fund.

32 **FISCAL NOTE REQUIRED**
33 **(See attached)**

COMMITTEE AMENDMENT



124th MAINE LEGISLATURE

LD 1485

LR 1989(02)

An Act Regarding Maine's Energy Future

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

Committee: Joint Select Committee on Maine's Energy Future

Fiscal Note Required: Yes

Fiscal Note

Legislative Cost/Study

	2009-10	2010-11	Projections 2011-12	Projections 2012-13
Net Cost (Savings)				
General Fund	\$0	\$0	\$3,000,000	\$3,000,000
Appropriations/Allocations				
Federal Expenditures Fund	\$0	\$0	\$0	\$0
Other Special Revenue Funds	\$900,000	\$891,500	\$3,891,500	\$3,891,500
Federal Expenditures Fund ARRA	\$0	\$0	\$0	\$0
Federal Block Grant Fund ARRA	\$0	\$0	\$0	\$0
Revenue				
General Fund	\$0	\$0	(\$3,000,000)	(\$3,000,000)
Other Special Revenue Funds	\$0	\$891,000	\$3,891,000	\$3,891,000
Transfers				
Other Special Revenue Funds	\$0	\$0	\$0	\$0
Federal Expenditures Fund ARRA	\$0	\$0	\$0	\$0

Fiscal Detail and Notes

CA(H-505)

This bill establishes the Efficiency Maine Trust (EMT) for the purposes of developing, planning, coordinating and implementing energy efficiency and alternative energy resource programs in the State. The EMT will assume responsibility for the following programs currently under the Public Utilities Commission (PUC) as of July 1, 2010: the Energy Carbon Savings Trust Fund, the Conservation Program Fund, the Conservation Administration Fund, the Solar and Wind Energy Rebate Program Fund, the Energy Conservation Small Business Revolving Loan Fund, all of the PUC monies received for programs under the American Recovery and Reinvestment Act of 2009 (ARRA). Any funds under the Maine Conservation Energy Board, which is repealed as of July 1, 2010, are also transferred to the EMT.

Additional funds managed by EMT will be the Natural Gas Conservation Fund (NGCF) and the Heating Fuels Efficiency and Weatherization Fund (HFEW). The NGCF is created as a nonlapsing fund established to promote the efficient use of natural gas. An assessment of no less than 3% of natural gas utilities' delivery revenues will be applied on each gas utility that serves at least 5,000 residential customers. The revenue expected from this assessment is \$891,000 annually. The HFEW is created as a nonlapsing fund established to reduce heating fuel consumption consistent with the purpose of the EMT and the triennial plan to be developed. The funding source for HFEW is expected to be federal funds, awards or proceeds from any bonds, repayment of loans and any other private or public source available. A base allocation of \$500 has been provided to authorize the expenditure of any funds received.

The PUC Conservation Administration Fund is transferred to the EMT, including 2 Federal Expenditures Fund positions, 9 Other Special Revenue Funds positions and 6 limited-period positions funded by the American Recovery and Reinvestment Act of 2009 for a total of 17 positions and associated costs. The bill includes deallocations and allocations to accomplish these transfers.

Additionally, a \$700,000 allocation is provided in 2009-10 to the EMT's administrative fund to cover costs associated with the initial year of the Trust. A corresponding deallocation and transfer from the PUC Reimbursement account provides the \$700,000.

This bill includes a \$200,000 Other Special Revenue Funds allocation to the Legislature for the Commission to Study Energy Infrastructure. A transfer from the Public Utilities Commission Reimbursement account provides the funding for the study.

All transfers to the Efficiency Maine Trust must be made as of July 1, 2010. After July 1, 2010, fees collected under Title 35-A, chapter 97 must be transferred to the Efficiency Maine Trust on a monthly basis. Any additional increases or allocations necessary to the Efficiency Maine Trust will be made by financial order.

This bill establishes the Maine Energy, Housing and Economic Recovery Program within the Maine State Housing Authority (MSHA) to support the construction and substantial rehabilitation of eligible rental housing units as well as the replacement of certain manufactured housing units. This bill creates the Maine Energy, Housing and Economic Recovery Fund as a dedicated Other Special Revenue Funds account within MSHA for funds received to support the purposes of the program including funds transferred by the Treasurer from the General Fund portion of the Real Estate Transfer Tax.

CACH-505

This legislation authorizes MSHA to issue revenue bonds to carry out the purposes of the program beginning in fiscal year 2010-11 and limits the aggregate principal amount outstanding at any one time from these revenue bonds to \$200,000,000, excluding refunding bonds. This legislation also authorizes the use of the General Fund portion of the Real Estate Transfer Tax to pay for the Maine State Housing Authority's obligations relating to the bonds issued or planned to be issued for the purposes of the program beginning in fiscal year 2011-12. This fiscal note assumes that MSHA will issue \$30,000,000 per year in revenue bonds and that the amount of funds to be paid to MSHA from the General Fund share of the Real Estate Transfer Tax for the costs of the bonds issued will be \$3,000,000 per year beginning in fiscal year 2011-12. The actual amount of funds to be transferred annually by the Treasurer to MSHA can not be determined at this time and will depend on the actual amount certified by MSHA to be necessary and sufficient to pay for the costs of the program.

The Center for Workforce Research and Information within the Department of Labor has indicated that it will incur additional costs of approximately \$18,000 to \$25,000 per year to determine the number of new jobs created by this legislation. Because this bill is silent as to who will be responsible for making that determination, this fiscal note does not provide General Fund appropriations to the Center for these costs. Instead, this fiscal note assumes that the Trust will contract for those services and will provide the necessary funding for the project. Additional costs to the Department of Labor to work with the Public Utilities Commission and the Maine State Housing Authority to perform the required assessment and develop the required plan can be absorbed within existing budgeted resources.

Additional costs to the Governor's Office of Energy Independence and Security, the Finance Authority of Maine, the University of Maine System, the Plumber's Examining Board and the Electrician's Examining Board within the Department of Professional and Financial Regulation, the Department of Education, the Department of Environmental Protection, the Public Utilities Commission and the State Planning Office can be absorbed within existing budgeted resources.