

1 .	L.D. 1680
2 Date: 2-10-10	(Filing No. S-370)
3 UTILITIES AND	ENERGY
4 Reproduced and distributed under the direction	on of the Secretary of the Senate.
5 STATE OF M	IAINE
6 SENATI	E
7 <b>124TH LEGISL</b>	ATURE
8 SECOND REGULA	R SESSION
9 COMMITTEE AMENDMENT "A" to S. 10 Assist in Reviewing Wind Energy Applications"	.P. 652, L.D. 1680, Bill, "An Act To
11 Amend the bill by inserting after the title 12 following:	e and before the enacting clause the
<ul> <li>13 'Emergency preamble. Whereas, acts a</li> <li>14 become effective until 90 days after adjournment</li> </ul>	
<ul> <li>Whereas, creating consistency in the applie</li> <li>energy developments before the Maine Land</li> <li>Department of Environmental Protection will improve</li> </ul>	Use Regulation Commission and the
<ul> <li>18 Whereas, in order to move quickly an</li> <li>19 development applications, the Maine Land Us</li> <li>20 authority to charge applicants fees for neces</li> <li>21 materials; and</li> </ul>	se Regulation Commission needs the
<ul> <li>Whereas, in the judgment of the Legislature,</li> <li>the meaning of the Constitution of Maine and</li> <li>immediately necessary for the preservation of the</li> <li>therefore,'</li> </ul>	l require the following legislation as
<ul> <li>Amend the bill in section 2 in paragraph C in</li> <li>line (page 2, line 8 in L.D.) by inserting afte</li> <li>following: 'that is not a grid-scale wind energy devi</li> </ul>	r the following: " <u>subsection 11,</u> " the
<ul> <li>Amend the bill in section 2 in paragraph C in</li> <li>line (page 2, line 9 in L.D.) by striking out the foll</li> <li>following: 'that is proposed for location within'</li> </ul>	
32 Amend the bill by inserting after section 3 the	following:
<ul> <li>33 'Sec. 4. Appropriations and allocation</li> <li>34 allocations are made.</li> </ul>	ns. The following appropriations and

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# COMMITTEE AMENDMENT

COMMITTEE AMENDMENT " A " to S.P. 652, L.D. 1680

### CONSERVATION, DEPARTMENT OF

#### Land Use Regulation Commission 0236

Initiative: Provides funding associated with application processing of wind energy
 development projects.

5		OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
6		All Other	\$20,000	\$40,000
7		•		
8		OTHER SPECIAL REVENUE FUNDS TOTAL	\$20,000	\$40,000
9	r			

Amend the bill by inserting at the end before the summary the following:

'Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.'

### SUMMARY

This amendment adds an emergency preamble, an emergency clause and an appropriations and allocations section to the bill. The amendment also clarifies the provision of the bill regarding the consideration by the Maine Land Use Regulation Commission of the effects of a wind energy development on scenic character and existing uses relating to scenic character for a wind energy development with a generating capacity of 100 kilowatts or greater but less than grid-scale.

### FISCAL NOTE REQUIRED

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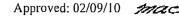
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(See attached)

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# COMMITTEE AMENDMENT





# 124th MAINE LEGISLATURE

# LD 1680

## LR 2216(02)

## An Act To Assist in Reviewing Wind Energy Applications

# Fiscal Note for Bill as Amended by Committee Amendment "A" Committee: Utilities and Energy Fiscal Note Required: Yes

Fisca		No	ote
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	2009-10	2010-11	Projections 2011-12	Projections 2012-13
Anpropriations/Allocations Other Special Revenue Funds	\$20,000	\$40,000	\$40,000	\$40,000
<b>Revenue</b> Other Special Revenue Funds	\$20,000	\$40,000	\$40,000	\$40,000

### **Fiscal Detail and Notes**

This legislation is expected to increase Other Special Revenue Funds revenue to the Department of Conservation by \$20,000 in fiscal year 2009-10 and \$40,000 in fiscal year 2010-11 and beyond by allowing the Land Use Regulation Commission to charge application processing fees for wind energy development projects that do not otherwise qualify as extraordinary projects. The bill includes a corresponding Other Special Revenue Funds allocation to the Department of Conservation. This revenue estimate assumes two projects would qualify each year.

Any additional costs from requiring the Chair of the Public Utilities Commission to serve on the Maine Land Use Regulation Commission in a limited capacity can be absorbed within existing budgeted resources.