

# MAINE STATE LEGISLATURE

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R. 0103

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L.D. 1221

Date: 6/10/15 Minority

(Filing No. H-387)

**ENERGY, UTILITIES AND TECHNOLOGY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
127TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "B" to H.P. 839, L.D. 1221, Bill, "An Act To Enhance Energy Cost Reduction and Facilitate Heating Alternatives in furtherance of the Omnibus Energy Act"

Amend the bill by striking out all of section 2 (page 1, lines 17 to 36 and page 2, lines 1 and 2 in L.D.) and inserting the following:

'Sec. 2. 35-A MRSA §10103, sub-§3, as enacted by PL 2009, c. 372, Pt. B, §3, is amended to read:

**3. Administration of trust; director.** ~~The board shall appoint, using a full and competitive search process, a qualified full-time director of the trust. The Governor shall appoint the Director of the Efficiency Maine Trust serves at the pleasure of the board, subject to review by the joint standing committee of the Legislature having jurisdiction over energy matters and approval by the Senate for a 6-year term. The director shall apprise the Commissioner of the Maine Energy Office regarding the execution of the director's responsibilities.~~ The director must have demonstrated experience in the planning, design or delivery of energy efficiency programs or the management of organizations that plan, design or deliver those programs, or relevant energy-related experience. The board shall establish the rate and amount of compensation of the director and all other employees of the trust. The director:

A. Serves as the president of the trust and as the liaison between the board and any committee of the Legislature having jurisdiction over energy matters;

B. Is responsible for:

- (1) Establishing an office for the trust;
- (2) Hiring and organizing staff for the trust and determining their qualifications and duties; and
- (3) Managing the trust's programs, services and staff and performing other duties as the board considers appropriate; and

**COMMITTEE AMENDMENT**

A. of 8.

COMMITTEE AMENDMENT "B" to H.P. 839, L.D. 1221

1 C. May delegate to employees of the trust any powers and duties that the director  
2 considers proper.'

3 Amend the bill by striking out all of section 4 (page 4, lines 28 to 41 and page 5, lines  
4 1 to 15 in L.D.)

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

7 Amend the bill by inserting after section 7 the following:

8 'Sec. 8. Appropriations and allocations. The following appropriations and  
9 allocations are made.

10 EXECUTIVE DEPARTMENT

11 Governor's Energy Office Z122

12 Initiative: Provides allocations for activities relating to energy resources, planning and  
13 development.

14	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2015-16</b>	<b>2016-17</b>
15	All Other	\$209,517	\$207,660
16			
17	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$209,517</u>	<u>\$207,660</u>

18 Governor's Energy Office Z122

19 Initiative: Provides allocations to establish a new Deputy Commissioner position and  
20 related costs.

21	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2015-16</b>	<b>2016-17</b>
22	POSITIONS - LEGISLATIVE COUNT	1,000	1,000
23	Personal Services	\$87,983	\$89,840
24	All Other	\$2,500	\$2,500
25			
26	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$90,483</u>	<u>\$92,340</u>

27 EXECUTIVE DEPARTMENT  
28 DEPARTMENT TOTALS

29		<b>2015-16</b>	<b>2016-17</b>
30	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$300,000</b>	<b>\$300,000</b>
31			
32	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<u><b>\$300,000</b></u>	<u><b>\$300,000</b></u>
33			

**COMMITTEE AMENDMENT**

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**SUMMARY**

This amendment is the minority report of the committee. This amendment specifies that the Director of the Efficiency Maine Trust is to be appointed to a 6-year term. This amendment removes the requirement that the director is to serve at the pleasure of the board. This amendment also maintains existing statutory language concerning the experience a director must possess and adds "or relevant energy-related experience" to the required experience for the position.

This amendment also strikes section 4 of the bill, which clarifies that the procurement cap is to apply to the total retail electricity supply and transmission and distribution sales in the State.

This amendment also adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**

**(See attached)**



Approved: 06/04/15 *MLC*

# 127th MAINE LEGISLATURE

LD 1221

LR 207(03)

## An Act To Enhance Energy Cost Reduction and Facilitate Heating Alternatives in furtherance of the Omnibus Energy Act

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Energy, Utilities and Technology

Fiscal Note Required: Yes

*B (H-387)*

### Fiscal Note

Transfer from Efficiency Maine Trust to Maine Energy Office

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
<b>Appropriations/Allocations</b>				
Other Special Revenue Funds	\$300,000	\$300,000	\$300,000	\$300,000

#### Fiscal Detail and Notes

The bill renames the Governor's Energy Office as the Maine Energy Office (MEO). It requires an annual transfer of \$300,000 from the Efficiency Maine Trust to the MEO and establishes a Deputy Commissioner position to be appointed by the Governor. This bill includes Other Special Revenue Funds allocations to the MEO of \$300,000 in each of fiscal years 2015-16 and 2016-17 for a new Deputy Commissioner position costing \$90,483 in fiscal year 2015-16 and \$92,340 in fiscal year 2016-17 and to fund certain activities relating to energy resources, planning and development.