

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 electronic originals
(may include minor formatting differences from printed original)



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 1315

H.P. 893

House of Representatives, April 14, 2015

An Act To Amend Maine's Restructuring Laws

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

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative DUNPHY of Embden. (GOVERNOR'S BILL)
Cosponsored by Senator MASON of Androscoggin and
Representatives: BLACK of Wilton, HIGGINS of Dover-Foxcroft, O'CONNOR of Berwick,
SIROCKI of Scarborough.

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

2 **Sec. 1. 35-A MRSA §3204, sub-§5,** as enacted by PL 1997, c. 316, §3, is
3 repealed.

4 **Sec. 2. 35-A MRSA §3204, sub-§6,** as enacted by PL 1997, c. 316, §3, is
5 repealed and the following enacted in its place:

6 **6. Ownership of generation assets.** Notwithstanding any other provision in this
7 chapter, an investor-owned transmission and distribution utility may own, have a
8 financial interest in or control generation or generation-related assets in the State if the
9 utility or an affiliated interest applies for and receives approval from the commission
10 prior to the time that the investor-owned transmission and distribution utility owns,
11 obtains a financial interest in or controls the generation or generation-related assets. The
12 commission may approve an application under this subsection if the applicant establishes
13 that the ownership, financial interest in or control of the generation or generation-related
14 asset is consistent with the interests of the utility's ratepayers. In granting approval under
15 this subsection, the commission shall impose terms, conditions or requirements the
16 commission determines are necessary to protect the interests of the utility's ratepayers.

17 **SUMMARY**

18 This bill allows an investor-owned transmission and distribution utility to own
19 generation assets if the Public Utilities Commission determines that ownership is
20 beneficial to the utility's ratepayers.