

# MAINE STATE LEGISLATURE

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# 128th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2018

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Legislative Document

No. 1702

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H.P. 1182

House of Representatives, December 22, 2017

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**An Act To Allow Certain Hydropower Facilities To Sell Electricity  
Directly to Rural Manufacturing and Industrial Sites**

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 19, 2017. Referred to the Committee on Energy, Utilities and Technology pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

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

ROBERT B. HUNT  
Clerk

Presented by Representative STANLEY of Medway.  
Cosponsored by Senator DILL of Penobscot and  
Representatives: HERBIG of Belfast, HILLIARD of Belgrade, NADEAU of Winslow,  
Senators: JACKSON of Aroostook, MASON of Androscoggin.

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

2 **Sec. 1. P&SL 2001, c. 45, §2-A**, as enacted by P&SL 2009, c. 40, §1, is amended  
3 to read:

4 **Sec. 2-A. Sale of electricity; municipally owned electricity provider.**

5 Electricity generated by the hydropower facilities that is not under contract to be sold to  
6 the paper production facilities in Millinocket and East Millinocket or to any other entity  
7 may be offered for sale by the owner of the hydropower facilities to any municipally  
8 owned electricity provider serving the Katahdin region, and, if that electricity is so  
9 offered, the parties shall negotiate in good faith to reach mutually agreeable terms of sale.  
10 The owner of the hydropower facilities may offer to a municipally owned electricity  
11 provider serving the Katahdin region a right of first refusal with respect to the purchase of  
12 electricity generated by the hydropower facilities. Electricity generated by the  
13 hydropower facilities that is not under contract to be sold to another entity may be offered  
14 for sale by the owner of the hydropower facilities to the owner or tenant of a rural  
15 manufacturing or industrial site. For the purposes of this section, "municipally owned  
16 electricity provider" means a municipally owned entity authorized under applicable law  
17 to buy and sell electricity.

18 **SUMMARY**

19 This bill allows the owner of certain hydropower facilities to offer for sale to the  
20 owner or tenant of a rural manufacturing or industrial site electricity generated by those  
21 hydropower facilities that is not under contract to be sold to another entity.