

MAINE STATE LEGISLATURE

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L.D. 1363

Date: 6/3/19 Report C

(Filing No. H-738)

ENERGY, UTILITIES AND TECHNOLOGY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "B" to H.P. 985, L.D. 1363, Bill, "An Act Regarding Energy Transmission Corridors"

Amend the bill by striking out the title and substituting the following:

'An Act To Amend Certain Laws Relating to High-impact Electric Transmission Lines'

Amend the bill by striking out everything after the title and inserting the following:

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

Sec. 1. 35-A MRSA §3131, sub-§4-A, as enacted by PL 2009, c. 655, Pt. A, §3, is amended to read:

4-A. High-impact electric transmission line. "High-impact electric transmission line" means a transmission line greater than 50 miles in length ~~that is not located in a statutory corridor, as defined in section 122, subsection 1, paragraph F-4, or a petitioned corridor, as defined in section 122, subsection 1, paragraph D-1,~~ and that is:

~~A. Constructed to transmit direct current electricity; or~~

B. Capable of operating at ~~345~~ 200 kilovolts or more and:

(1) Is not a generator interconnection transmission facility as defined in section 3132, subsection 1-B; and

(2) Is not constructed ~~primarily~~ to provide electric reliability within the State, as determined by the commission.

Sec. 2. 35-A MRSA §3132, sub-§6-A, as enacted by PL 2009, c. 655, Pt. A, §5, is amended to read:

6-A. High-impact electric transmission line; certificate of public convenience and necessity. The commission shall evaluate and render a decision on any petition for a certificate of public convenience and necessity for a high-impact electric transmission

COMMITTEE AMENDMENT

ROFS

1 line in accordance with ~~section 122, subsection 1-D~~ this subsection. The commission
2 may issue a certificate only if:

3 A. The petitioner has filed with the commission, with the Department of
4 Administrative and Financial Services, Maine Revenue Services and with each
5 municipality through which the high-impact electric transmission line will pass the
6 anticipated assessed property value for property tax purposes, including a minimum
7 anticipated assessed property value, of the high-impact electric transmission line for
8 each municipality through which the high-impact electric transmission line will pass;
9 and

10 B. The petitioner has agreed in writing, as a condition of the certificate, to pay each
11 year for the life of the high-impact electric transmission line, as determined by the
12 commission, to each municipality through which the high-impact electric
13 transmission line will pass, in addition to any property tax assessments due, an
14 amount equal to the amount of any additional taxes that would have been due if the
15 actual assessed valuation of the high-impact electric transmission line was equal to
16 the minimum anticipated assessed property value filed pursuant to paragraph A. If in
17 any year the actual assessed valuation of the high-impact electric transmission line is
18 equal to or greater than the minimum anticipated assessed property value filed
19 pursuant to paragraph A, the amount required to be paid to the municipality under
20 this paragraph is the property tax assessment only.

21 The commission shall adopt rules necessary to implement this subsection. Rules adopted
22 by the commission under this subsection are major substantive rules as defined in Title 5,
23 chapter 375, subchapter 2-A.'

24 **SUMMARY**

25 This amendment replaces the bill. The amendment:

- 26 1. Removes the emergency preamble and clause from the bill;
- 27 2. Modifies the definition of "high-impact electric transmission line" to include a
28 transmission line that is:
 - 29 A. Greater than 50 miles in length;
 - 30 B. Capable of operating at 200 kilovolts or more;
 - 31 C. Not a generator interconnection transmission facility; and
 - 32 D. Not constructed to provide electric reliability within the State; and
- 33 3. Requires that a petitioner for a certificate of public convenience and necessity for
34 a high-impact electric transmission line pay the amount of tax benefits projected by the
35 petitioner.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



R.O.F.S

129th MAINE LEGISLATURE

LD 1363

LR 968(03)

An Act Regarding Energy Transmission Corridors

Fiscal Note for Bill as Amended by Committee Amendment *B(14-438)*

Committee: Energy, Utilities and Technology

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - Other Special Revenue Funds

Fiscal Detail and Notes

Any additional costs to the Public Utilities Commission as a result of changes to the rules regarding approval of high-impact electric transmission lines are anticipated to be minor and can be absorbed within existing budgeted resources.