

# 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)

**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON UTILITIES AND  
ENERGY**

July 2007

**MEMBERS:**

SEN. PHILIP L. BARTLETT, II, CHAIR  
SEN. BARRY J. HOBBS  
SEN. DOUGLAS M. SMITH

REP. LAWRENCE BLISS, CHAIR  
REP. HERBERT ADAMS  
REP. PETER L. RINES  
REP. RICHARD D. BLANCHARD  
REP. SETH A. BERRY  
REP. JON HINCK  
REP. KENNETH C. FLETCHER  
REP. PHILIP A. CURTIS  
REP. STACEY ALLEN FITTS  
REP. MICHAEL THIBODEAU

**STAFF:**

LUCIA A. NIXON, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670

# STATE OF MAINE

123<sup>RD</sup> LEGISLATURE

FIRST REGULAR SESSION

## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123<sup>rd</sup> Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CON RES XXX.....	Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....	Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....	House & Senate disagree; bill died
DIED IN CONCURRENCE.....	One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....	Action incomplete when session ended; bill died
EMERGENCY.....	Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE.....	Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE.....	Bill failed to get majority vote
FAILED MANDATE ENACTMENT.....	Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY.....	Ruled out of order by the presiding officers; bill died
INDEF PP.....	Bill Indefinitely Postponed
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted
OTP-ND.....	Committee report Ought To Pass In New Draft
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

## *Joint Standing Committee on Utilities and Energy*

credits under the Regional Greenhouse Gas Initiative will receive from the effect of carbon dioxide credit costs on the clearing price of electricity in New England. Only generators that sell electricity through the market administered by ISO-New England and that do not have to purchase carbon dioxide offset credits would be subject to the windfall profits tax. Revenues from the windfall profits tax would be held in trust and administered by the Public Utilities Commission to benefit electricity consumers.

**LD 1644**      **Resolve, To Establish a Stakeholder Group for the Establishment of Site Requirements for Wind Power**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO	ONTP	

This resolve directs the Maine Land Use Regulation Commission to create a stakeholder group to review and establish site requirements for wind power.

Related to the subject of this bill, the Governor's Task Force on Wind Power Development in Maine was established on May 8, 2007 by Executive Order 31 FY 06/07.

**LD 1655**      **Resolve, To Improve the Energy Efficiency of Residential and Commercial Buildings**

**RESOLVE 93**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HINCK	OTP-AM   MAJ ONTP   MIN	H-331

Currently, Maine law requires that all commercial new construction and renovation and multifamily residential construction must comply with the standards set forth in the Energy Efficiency Building Performance Standards Act. This bill requires that any new construction or renovation of any residential building must conform to the model building energy code developed by the Public Utilities Commission pursuant to the Maine Revised Statutes, Title 35-A, section 121. This bill also establishes an enforcement mechanism for ensuring compliance with the mandatory standards established for both residential and commercial construction.

**Committee Amendment "A" (H-331)**

This amendment replaces the bill with a resolve. The amendment directs the Public Utilities Commission and the Maine State Housing Authority to study the feasibility of and make recommendations for state policies or programs designed to increase compliance with the Maine Model Building Energy Code. The amendment requires the Public Utilities Commission and the Maine State Housing Authority to report their findings to the Joint Standing Committee on Utilities and Energy by January 1, 2008 and authorizes the committee to submit legislation related to the resolve's subject matter to the Second Regular Session of the 123rd Legislature.

**Enacted Law Summary**

Resolve 2007, chapter 93 directs the Public Utilities Commission and the Maine State Housing Authority to study the feasibility of and make recommendations for state policies or programs designed to increase compliance with the Maine Model Building Energy Code. The resolve requires the Public Utilities Commission and the Maine State Housing Authority to report their findings to the Joint Standing Committee on Utilities and Energy by January 1, 2008 and authorizes the committee to submit legislation related to the resolve's subject matter to the Second Regular Session of the 123rd Legislature.