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ENERGY, UTILITIES AND TECHNOLOGY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 794, L.D. 1059, Bill, “An Act To Correct a Statutory Oversight Regarding Renewable Capacity Resources Portfolio Requirements for Consumer-owned Utilities”

Amend the bill in section 1 in paragraph A in the next to the last line (page 1, line 9 in L.D.) by inserting after the following: "territories" the following: 'If a consumer-owned transmission and distribution utility has one or more contracts as of June 15, 2011 to purchase electric power or energy at wholesale to supply all or part of the retail generation service requirements of its service territory, the consumer-owned transmission and distribution utility is not required to comply with the requirements of section 3210, subsection 3-A until the earlier of the latest date of expiration of the contract or contracts and January 1, 2017'

Amend the bill in section 2 in paragraph A in the last line (page 1, line 18 in L.D.) by inserting after the following: "territory" the following: 'If a consumer-owned transmission and distribution utility has one or more contracts as of June 15, 2011 to purchase electric power or energy at wholesale to supply all or part of the retail generation service requirements of its service territory, the consumer-owned transmission and distribution utility is not required to comply with the requirements of section 3210, subsection 3-A until the earlier of the latest date of expiration of the contract or contracts and January 1, 2017'

Amend the bill by adding after section 2 the following:

'Sec. 3. 35-A MRSA §3207, sub-§3 is enacted to read:

3. License requirements. Nothing in this section may be construed to require that a consumer-owned transmission and distribution utility be licensed under section 3203 in order to provide retail generation service within its service territory.'

SUMMARY

This amendment, which is the minority report of the committee, exempts current contracts held by consumer-owned transmission and distribution utilities from the

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1 requirements of the new renewable capacity resources portfolio standard until January 1,
2 2017 or until the latest date of expiration of their contracts, whichever comes first, and
3 clarifies that consumer-owned transmission and distribution utilities are not expected to
4 be licensed as competitive electricity providers in order to provide retail generation
5 service within their territories.