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Date: (Filing No. H-)

ENERGY, UTILITIES AND TECHNOLOGY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 839, L.D. 1221, Bill, “An Act To Enhance Energy Cost Reduction and Facilitate Heating Alternatives in furtherance of the Omnibus Energy Act”

Amend the bill by striking out all of section 2 (page 1, lines 17 to 36 and page 2, lines 1 and 2 in L.D.) and inserting the following:

'Sec. 2. 35-A MRS §10103, sub-§3, as enacted by PL 2009, c. 372, Pt. B, §3, is amended to read:

3. Administration of trust; director. ~~The board shall appoint, using a full and competitive search process, a qualified full-time director of the trust. The Governor shall appoint the Director of the Efficiency Maine Trust serves at the pleasure of the board, subject to review by the joint standing committee of the Legislature having jurisdiction over energy matters and approval by the Senate for a 6-year term. The director shall apprise the Commissioner of the Maine Energy Office regarding the execution of the director's responsibilities.~~ The director must have demonstrated experience in the planning, design or delivery of energy efficiency programs or the management of organizations that plan, design or deliver those programs, or relevant energy-related experience. The board shall establish the rate and amount of compensation of the director and all other employees of the trust. The director:

- A. Serves as the president of the trust and as the liaison between the board and any committee of the Legislature having jurisdiction over energy matters;
- B. Is responsible for:
 - (1) Establishing an office for the trust;
 - (2) Hiring and organizing staff for the trust and determining their qualifications and duties; and
 - (3) Managing the trust's programs, services and staff and performing other duties as the board considers appropriate; and

COMMITTEE AMENDMENT

1 C. May delegate to employees of the trust any powers and duties that the director
2 considers proper.'

3 Amend the bill by striking out all of section 4 (page 4, lines 28 to 41 and page 5, lines
4 1 to 15 in L.D.)

5 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
6 section number to read consecutively.

7 Amend the bill by inserting after section 7 the following:

8 '**Sec. 8. Appropriations and allocations.** The following appropriations and
9 allocations are made.

10 **EXECUTIVE DEPARTMENT**

11 **Governor's Energy Office Z122**

12 Initiative: Provides allocations for activities relating to energy resources, planning and
13 development.

| | | | |
|----|--|------------------|------------------|
| 14 | OTHER SPECIAL REVENUE FUNDS | 2015-16 | 2016-17 |
| 15 | All Other | \$209,517 | \$207,660 |
| 16 | | | |
| 17 | OTHER SPECIAL REVENUE FUNDS TOTAL | <u>\$209,517</u> | <u>\$207,660</u> |

18 **Governor's Energy Office Z122**

19 Initiative: Provides allocations to establish a new Deputy Commissioner position and
20 related costs.

| | | | |
|----|--|-----------------|-----------------|
| 21 | OTHER SPECIAL REVENUE FUNDS | 2015-16 | 2016-17 |
| 22 | POSITIONS - LEGISLATIVE COUNT | 1,000 | 1,000 |
| 23 | Personal Services | \$87,983 | \$89,840 |
| 24 | All Other | \$2,500 | \$2,500 |
| 25 | | | |
| 26 | OTHER SPECIAL REVENUE FUNDS TOTAL | <u>\$90,483</u> | <u>\$92,340</u> |

27 **EXECUTIVE DEPARTMENT**

28 **DEPARTMENT TOTALS**

| | | | |
|----|-------------------------------------|-------------------------|-------------------------|
| 29 | | 2015-16 | 2016-17 |
| 30 | OTHER SPECIAL REVENUE FUNDS | \$300,000 | \$300,000 |
| 31 | | | |
| 32 | DEPARTMENT TOTAL - ALL FUNDS | <u>\$300,000</u> | <u>\$300,000</u> |
| 33 | | | |

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SUMMARY

This amendment is the minority report of the committee. This amendment specifies that the Director of the Efficiency Maine Trust is to be appointed to a 6-year term. This amendment removes the requirement that the director is to serve at the pleasure of the board. This amendment also maintains existing statutory language concerning the experience a director must possess and adds "or relevant energy-related experience" to the required experience for the position.

This amendment also strikes section 4 of the bill, which clarifies that the procurement cap is to apply to the total retail electricity supply and transmission and distribution sales in the State.

This amendment also adds an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)