



132nd MAINE LEGISLATURE

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Legislative Document

No. 1250

H.P. 825

House of Representatives, March 25, 2025

**An Act to Provide That Portfolio Requirements for Renewable
Electricity Resources Apply Only to Actual Retail Sales**

Reference to the Committee on Energy, Utilities and Technology suggested and ordered printed.

Robert B. Hunt

ROBERT B. HUNT
Clerk

Presented by Representative WADSWORTH of Hiram.

Cosponsored by Representatives: FOSTER of Dexter, MCINTYRE of Lowell, WARREN of Scarborough, Senators: GROHOSKI of Hancock, HARRINGTON of York.

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

2 **Sec. 1. 35-A MRSA §3210, sub-§3**, as amended by PL 2023, c. 361, §1, is further
3 amended to read:

4 **3. Portfolio requirements; Class II resources.** As a condition of licensing pursuant
5 to section 3203, each competitive electricity provider in this State must demonstrate in a
6 manner satisfactory to the commission that no less than 30% of its portfolio of supply
7 sources for retail electricity sales in this State is accounted for by Class II resources. If a
8 competitive electricity provider represents to a customer that the provider is selling to the
9 customer a portfolio of supply sources that includes more than 30% Class II resources, the
10 resources necessary to supply more than 30% of that customer's load may not be applied to
11 meet the aggregate 30% portfolio requirement. A portfolio requirement under this
12 subsection applies only to an actual retail electricity sale. Rules adopted under this
13 subsection are major substantive rules pursuant to Title 5, chapter 375, subchapter 2-A.

14 A. For the purposes of meeting the portfolio requirement under this subsection, a 300%
15 multiplier is applied to the output of a generator fueled by municipal solid waste in
16 conjunction with recycling that has obtained a solid waste facility license from the
17 Department of Environmental Protection.

18 This paragraph is repealed January 1, 2027.

19 **Sec. 2. 35-A MRSA §3210, sub-§3-A, ¶A**, as amended by PL 2019, c. 477, §1, is
20 further amended by amending the first blocked paragraph to read:

21 Class I resources used to satisfy the requirements of this paragraph may not be used to
22 satisfy the requirements of subsection 3 or 3-B. A portfolio requirement under this
23 paragraph applies only to an actual retail electricity sale.

24 **Sec. 3. 35-A MRSA §3210, sub-§3-B, ¶A**, as enacted by PL 2019, c. 477, §1, is
25 amended by amending the first blocked paragraph to read:

26 Class IA resources used to satisfy the requirements of this paragraph may not be used
27 to satisfy the requirements of subsection 3 or 3-A. A portfolio requirement under this
28 paragraph applies only to an actual retail electricity sale.

29 **Sec. 4. 35-A MRSA §3210, sub-§3-C**, as amended by PL 2019, c. 576, §1, is
30 further amended by amending the first blocked paragraph to read:

31 Retail electricity sales pursuant to a supply contract or standard-offer service arrangement
32 executed by a competitive electricity provider that is in effect on September 19, 2019 are
33 exempt from the requirements of this subsection until the end date of the existing term of
34 the supply contract or standard-offer service arrangement. A portfolio requirement under
35 this subsection applies only to an actual retail electricity sale.

36 **SUMMARY**

37 This bill requires that portfolio requirements for renewable resources apply only to
38 actual retail electricity sales.