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Date: (Filing No. H-)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
132ND LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 377, L.D. 609, “An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of Law Necessary to the Proper Operations of State Government”

Amend the amendment by inserting after Part TT the following:

'PART UU

Sec. UU-1. 2 MRSA §9, sub-§8 is enacted to read:

8. Prohibition on use of funds. The director may not administer funds from public or private sources for the purpose of offshore wind power project development or offshore wind port development.

Sec. UU-2. 23 MRSA §4441, as enacted by PL 2023, c. 481, §1, is amended to read:

§4441. ~~Port facility-related requirements~~ Prohibited use of funds

1. Definitions. As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Offshore wind power project" has the same meaning as in Title 35-A, section 3405, subsection 1, paragraph C.
- ~~B. "Offshore wind terminal" has the same meaning as in Title 35-A, section 3410, subsection 1, paragraph D.~~
- ~~C. "Public authority" has the same meaning as in Title 26, section 1304, subsection 7.~~
- ~~D. "Public work" has the same meaning as in Title 26, section 1304, subsection 8.~~

2. Public works; offshore wind terminals; agreements. Notwithstanding Title 26, section 3601, if an offshore wind terminal that is a public work is constructed or altered for the purpose of supporting an offshore wind power project, the public authority responsible for the construction or alteration shall require agreements that comply with 29 United States Code, Section 158(f) or Title 35-A, section 3408, subsection 3 for all construction work.

~~**3. Public-private partnership; agreements.** If an offshore wind power project involves a public-private partnership that includes the lease of an offshore wind terminal owned or operated by the State, including any port facility owned or operated by the Maine~~

HOUSE AMENDMENT

1 ~~Port Authority, the department, authority or other agency responsible for granting the lease~~
 2 ~~shall require agreements that comply with 29 United States Code, Section 158(f) or Title~~
 3 ~~35-A, section 3408, subsection 3 as a condition of the lease for all on-site construction and~~
 4 ~~fabrication of materials for the offshore wind power project.~~

5 **4. Prohibition on use of funds.** The department may not administer funds from public
 6 or private sources for the purpose of offshore wind power project development or offshore
 7 wind port development.

8 **Sec. UU-3. Prohibition on use of funds.** Notwithstanding any provision of law
 9 to the contrary, the Department of Transportation's 3-year work plan for calendar years
 10 2025, 2026 and 2027 may not include funding for projects related to offshore wind power
 11 project development or offshore wind port development.

12 **Sec. UU-4. Appropriations and allocations.** The following appropriations and
 13 allocations are made.

14 **EXECUTIVE DEPARTMENT**

15 **Maine Offshore Wind Renewable Energy and Economic Development Program**
 16 **Z389**

17 Initiative: BASELINE BUDGET

18 OTHER SPECIAL REVENUE FUNDS	2025-26	2026-27
19 All Other	(\$500)	(\$500)
20		
21 OTHER SPECIAL REVENUE FUNDS TOTAL	(\$500)	(\$500)

22 **Offshore Wind Research Consortium Fund Z314**

23 Initiative: BASELINE BUDGET

24 OTHER SPECIAL REVENUE FUNDS	2025-26	2026-27
25 All Other	(\$500)	(\$500)
26		
27 OTHER SPECIAL REVENUE FUNDS TOTAL	(\$500)	(\$500)

28

29 **EXECUTIVE DEPARTMENT**

30 DEPARTMENT TOTALS	2025-26	2026-27
31		
32 OTHER SPECIAL REVENUE FUNDS	(\$1,000)	(\$1,000)
33		
34 DEPARTMENT TOTAL - ALL FUNDS	(\$1,000)	(\$1,000)

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36 Amend the amendment by relettering or renumbering any nonconsecutive Part letter or
 37 section number to read consecutively.

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SUMMARY

This amendment prohibits the Director of the Governor's Energy Office and the Department of Transportation from administering funds for the purpose of offshore wind power project development or offshore wind port development.

SPONSORED BY: _____

(Representative PAUL, R.)

TOWN: Winterport