

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

Date: (Filing No. S- )

**ENERGY, UTILITIES AND TECHNOLOGY**

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE**

**SENATE**

**132ND LEGISLATURE**

**SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 386, L.D. 897, “An Act Regarding the Calculation of Electric Rate Contracting Costs”

Amend the bill by striking out the title and substituting the following:

**'An Act Regarding the Nonwires Alternative Process and Required Negative Pricing Provisions in Contracts for Energy Resulting from Competitive Solicitations Conducted by the Public Utilities Commission'**

Amend the bill by striking out everything after the enacting clause and inserting the following:

**'Sec. 1. 35-A MRSA §3132-B, sub-§1**, as enacted by PL 2019, c. 298, §13, is amended to read:

**1. Planning study.** Each investor-owned transmission and distribution utility in this State shall annually complete and submit to the commission and to the Office of the Public Advocate, for review by the nonwires alternative coordinator, a planning study for small transmission projects and distribution projects. In completing the planning study, an investor-owned transmission and distribution utility shall develop and use system planning models. The study must:

- A. Analyze system needs for the next 5 years and provide a schedule of proposed projects and associated costs;
- B. Describe system capacity and load by substation and circuit; and
- C. Identify corresponding planned and anticipated growth-related investments.

After review of a planning study submitted under this subsection, the nonwires alternative coordinator may provide comments or recommendations, which may include recommendations to achieve the policy goals established in section 3143. An investor-owned transmission and distribution utility may, at its discretion, incorporate recommendations on a planning study made by the nonwires alternative coordinator. Failure to incorporate recommendations made by the nonwires alternative coordinator may not result in a presumption of imprudence.

**COMMITTEE AMENDMENT**



1 reduction of payments under the contract by the absolute value of the applicable negative  
2 price multiplied by the energy produced and delivered under the contract.

3

**FISCAL NOTE REQUIRED**

4

**(See attached)**