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**STATE OF MAINE
SENATE
132ND LEGISLATURE
FIRST SPECIAL SESSION**

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 1188, L.D. 1777, “An Act to Clarify Tariff Rates for Nonresidential Customers Participating in Net Energy Billing with a Distributed Generation Resource”

Amend the amendment by striking out all of section 1.

Amend the amendment in section 2 in subsection 2-A in the 2nd line (page 1, line 22 in amendment) by striking out the following: "include an" and inserting the following: 'include a delivery period'

Amend the amendment by striking out all of sections 3 and 4 and inserting the following:

'Sec. 3. 35-A MRSA §3209-A, sub-§10 is enacted to read:

10. Applicability; net energy billing agreement. After December 31, 2025, the commission may not allow a transmission and distribution utility to enter into a net energy billing agreement with a distributed generation resource that is interconnected or planned to be interconnected to the distribution grid on the utility side of a customer's utility meter.

Sec. 4. 35-A MRSA §3209-A, sub-§11 is enacted to read:

11. Distributed energy resource program. Notwithstanding any provision of this section to the contrary, after December 31, 2025, the commission may not allow a transmission and distribution utility to enter into a net energy billing agreement with a distributed generation resource that is interconnected or planned to be interconnected to the distribution grid on the utility side of a customer's utility meter.'

Amend the amendment in section 5 in subsection 5 in paragraph A-2 in subparagraph (2) by striking out all of division (a) (page 3, lines 15 to 20 in amendment) and inserting the following:

'(a) Equal the tariff rate established by the commission pursuant to paragraph A that was applicable in 2025 to the rate class of the customer receiving the credit; and'

Amend the amendment by striking out all of section 7 and inserting the following:

'Sec. 7. 35-A MRSA §3209-B, sub-§9 is enacted to read:

SENATE AMENDMENT

1 June 1, 2026 to those resources with a net energy billing agreement on December 31, 2025
2 and changes other applicability dates to December 31, 2025 accordingly. The amendment
3 clarifies the new tariff rate for projects of less than 3 megawatts. The amendment clarifies
4 the definition of "front of the meter distributed energy resource." The amendment clarifies
5 the application of consumer protections from one net energy billing agreement per
6 residential customer to one agreement per residential account.

7 **SPONSORED BY:** _____

8 **(Senator LAWRENCE, M.)**

9 **COUNTY: York**