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Date: (Filing No. H-)

ENERGY, UTILITIES AND TECHNOLOGY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1230, L.D. 1659, “An Act To Create the Maine Clean Energy and Sustainability Accelerator”

Amend the bill in section 2 in §10128 in subsection 1 by striking out all of paragraph A (page 1, lines 9 to 18 in L.D.) and inserting the following:

'A. "Accelerator" means the Maine Clean Energy and Sustainability Accelerator established under subsection 2.'

Amend the bill in section 2 in §10128 in subsection 1 by striking out all of paragraph C (page 1, lines 24 to 29 in L.D.).

Amend the bill in section 2 in §10128 in subsection 1 by striking out all of paragraph J (page 2, lines 13 to 34 in L.D.) and inserting the following:

'J. "Qualified projects" means the following kinds of technologies and activities that are eligible for financing and investment from the accelerator:

- (1) Renewable energy generation, including:
 - (a) Solar, wind and geothermal projects;
 - (b) Projects using small-scale hydropower that produce 30 megawatts or less of electricity as long as such a project provides 95% or greater efficiency for upstream and downstream passage for diadromous fish species present downstream of the project;
 - (c) Projects using ocean and hydrokinetic power generation;
 - (d) Projects using fuel cells to store energy; and
 - (e) Projects that are biomass generators fueled by wood or wood waste, landfill gas or anaerobic digestion of agricultural products, by-products or wastes;
- (2) Building energy efficiency, fuel switching and electrification;
- (3) Industrial decarbonization;

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1 (4) Grid technology such as storage to support clean energy distribution, including
2 microgrids and smart grid applications as described in section 3143;

3 (5) Clean transportation, including battery electric vehicles, plug-in hybrid electric
4 vehicles, hydrogen vehicles, other zero-emissions fueled vehicles, related vehicle
5 charging and fueling infrastructure and low-emissions mass public transit; and

6 (6) Any other key areas identified by the board as consistent with the mandate of
7 the accelerator as described in subsection 3.'

8 Amend the bill in section 2 in §10128 in subsection 1 in paragraph N in subparagraph
9 (2) in division (b) in the first line (page 3, line 14 in L.D.) by striking out the following: " ;"
10 and inserting the following: ' ; and'

11 Amend the bill in section 2 in §10128 in subsection 1 by relettering the paragraphs to
12 read alphabetically.

13 Amend the bill in section 2 in §10128 in subsection 2 in the last line (page 3, line 19 in
14 L.D.) by inserting after the following: "by the trust" the following: 'as a dedicated,
15 specialized finance program designed to drive private capital into market gaps for goods
16 and services producing low or zero greenhouse gas emissions and use finance tools to
17 mitigate climate change; that does not take deposits; that is funded by government, public,
18 private or charitable contributions; and that invests in or finances projects alone or in
19 conjunction with other investors'

20 Amend the bill in section 2 in §10128 in subsection 6 by striking out all of paragraph
21 C (page 4, lines 30 to 33 in L.D.) and inserting the following:

22 'C. For any project exceeding \$100,000 in total costs that is financed in whole or in
23 part by the accelerator, the accelerator shall ensure that, for those portions of the project
24 that are funded by the accelerator, any workers employed by contractors and
25 subcontractors conducting construction work on those portions are paid wages not less
26 than those prevailing on similar construction in the locality.'

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

29 **SUMMARY**

30 This amendment, which is the majority report of the committee, provides that a
31 renewable energy generation project that uses small-scale hydropower is a qualified project
32 under the bill only if it provides 95% or greater efficiency for upstream and downstream
33 passage for diadromous fish species present downstream of the project. It recharacterizes
34 renewable energy generation projects powered by nonhazardous organic biomass and
35 anaerobic digestion of organic waste, as described in the bill, as projects that are biomass
36 generators fueled by wood or wood waste, landfill gas or anaerobic digestion of agricultural
37 products, by-products or wastes. It removes from eligibility as qualified projects under the
38 bill agriculture projects that reduce greenhouse gas emissions and climate resilient
39 infrastructure projects and removes a related definition. It clarifies that the prevailing wage
40 requirements for construction work on a project funded by the accelerator apply only to
41 those portions of the project that are funded by the accelerator. It makes other technical
42 and clarifying changes to the bill.