



130th MAINE LEGISLATURE

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Legislative Document

No. 249

S.P. 111

In Senate, January 29, 2021

**An Act To Eliminate the Current Net Energy Billing Policy in
Maine**

Received by the Secretary of the Senate on January 27, 2021. Referred to the Committee on Energy, Utilities and Technology pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator STEWART of Aroostook.
Cosponsored by Representatives: FOSTER of Dexter, WADSWORTH of Hiram.

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

2 **Sec. 1. 35-A MRSA §3209-A**, as amended by PL 2019, c. 478, Pt. A, §3, is
3 repealed.

4 **Sec. 2. 35-A MRSA §3209-B**, as corrected by RR 2019, c. 1, Pt. A, §51, is repealed.

5 **Sec. 3. 35-A MRSA §3209-C** is enacted to read:

6 **§3209-C. Net energy billing requirement prohibited**

7 The commission may not by rule or order require a transmission and distribution utility
8 to allow a customer to participate in net energy billing. For the purposes of this section,
9 "net energy billing" means a billing and metering practice under which a customer of a
10 transmission and distribution utility has the ability to receive a bill credit or other
11 adjustment of the customer's transmission and distribution service bill by delivering
12 electricity to the transmission and distribution utility from an electric generating facility
13 owned or operated by that customer or in which that customer has a financial interest that
14 is located in the service territory of the transmission and distribution utility in the State.

15 **SUMMARY**

16 This bill repeals the laws that authorized the Public Utilities Commission to adopt rules
17 governing net energy billing and that directed the commission to establish a net energy
18 billing program for commercial and institutional customers of investor-owned transmission
19 and distribution utilities and prohibits the commission from adopting rules that require a
20 transmission and distribution utility to allow a customer to participate in net energy billing.