

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-FOUR

—
S.P. 918 - L.D. 2163

**An Act to Require Consumer Consent for Certain Generation Service
Contract Renewals**

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

Sec. 1. 35-A MRSA §3203, sub-§4-B, as amended by PL 2023, c. 375, §1, is further amended to read:

4-B. Residential consumer protections. As a condition of licensing, a competitive electricity provider that provides or proposes to provide generation service to a residential consumer:

A. Shall disclose, before entering into an agreement to provide service to a residential consumer, to the residential consumer where the residential consumer can obtain information with which to compare the service provided by the competitive electricity provider and the standard-offer service;

B. May not renew a contract for generation service without providing a residential consumer with notice of renewal in advance by mail;

C. May not renew a contract for generation service ~~at a fixed rate that is 20% or more above the contract rate in the expiring contract~~ without the express consent of the residential consumer; if the renewal rate is a fixed rate that is:

(1) Twenty percent or more above the contract rate in the expiring contract; or

(2) Greater than the fixed rate that would, at the time of the residential consumer's contract renewal, be offered by the competitive electricity provider to customers enrolling with the provider for an initial contract of a similar term and product offering;

C-1. May not renew a contract for generation service at a variable rate without the express consent of the residential consumer if the expiring contract provided generation service at a fixed rate;

D. May not renew a contract for generation service for a term that ~~is longer than~~ differs from the term of the expiring contract ~~or 12 months, whichever is shorter~~, without the express consent of the residential consumer; and

E. May not enter into or renew a contract for generation service that includes an early termination fee.

If a residential consumer does not provide the express consent required by paragraphs C, C-1 and D, the residential consumer must be transferred to standard-offer service.