

LD 2169



ERRORS BILL §§7, 8, 9, 10, 54, 55, 56

- LAW AMENDED:
- 7 5 MRSA §3101, sub-§1
 - 8 5 MRSA §3101, sub-§2
 - 9 5 MRSA §3102
 - 10 5 MRSA §3103
 - 54 PL 2019, c. 343, Part D, §18
 - 55 PL 2019, c. 477, §3
 - 56 Resolve 2019, c. 82, §5

General Subject: Governor’s Office of Policy and Management, Governor’s Office of Policy Innovation and the Future, Office of Policy Innovation and the Future

Type of correction (conflict, reference, other): conflicts

Category (technical, substantive): technical

Is amendment to Errors Bill needed?
(If so, draft/mark up and explain below)

Prepared by: mjr
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File name: G:\COMMITTEES\JUD\Errors Bill 2020\Sec 343 and 383 conflicts.docx (7/26/2020 04:25:00 PM)

EXPLANATION

PL 2019, c. 343 (LD 1001), An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2019, June 30, 2020 and June 30, 2021 (Biennial Budget) in Part D renamed the “Governor’s Office of Policy and Management” the “Governor’s Office of Policy Innovation and the Future.” Part D amended every section of the statutes that contained the name of that office. Section 18 of Part D is a revision provision, making clear that any reference to “the Governor’s Office of Policy and Management” is intended to read: “the Governor’s Office of Policy Innovation and the Future.”

PL 2019, c. 383 (LD 1830), An Act Establishing the Office of Policy Innovation and the Future amended the statutes that established to the Governor’s Office of Policy and Management to instead establish the Office of Policy Innovation and the Future.

Sections 7 and 8 of the Errors Bill repeal 5 MRSA §3101, subsections 1 and 2, defining “Director” and “Office”, as amended by c. 343 and c. 383 and reenact them with the c. 383 version.



Section 9 of the Errors Bill repeals 5 MRSA §3102 (that establishes the office) as amended by c. 343 and as repealed and replaced by c. 383 and reenacts it using the c. 383 version.

Section 10 of the Errors Bill repeals 5 MRSA §3103 (that describes the director of the office) as amended by c. 343 and c. 383 and reenacts it using the c. 383 version.

Section 54 of the Errors Bill amends the revision clause of PL 2019, c. 343, Part D in §18 to make the terminology consistent with the changes in PL 2019, c. 383: the Office of Policy Innovation and the Future.

Section 55 of the Errors Bill amends PL 2019, c. 477 (LD 1494), An Act To Reform Maine's Renewable Portfolio Standard, in §3 to update the name of the office from “the Governor’s Office of Policy and Management” to “the Office of Policy Innovation and the Future.” Section 3 directs the office to jointly with the Governor’s Energy Office conduct a market assessment study concerning retail electricity sales in the State that will come from renewable energy resources by January 2030.

Section 56 of the Errors Bill amends Resolve 2019, c. 82 (LD 1324), Resolve, To Establish the Committee To Study the Feasibility of Creating Basic Income Security in §5 to update the name of the office from “the Governor’s Office of Policy and Management” to “the Office Policy Innovation and the Future.” The committees established by the resolve is directed as necessary to invite input from the office as well as the Bureau of Revenue Services.



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✓ **Sec. 7. 5 MRSA §3101, sub-§1**, as amended by PL 2019, c. 343, Pt. D, §6 and c. 383, §1, is repealed and the following enacted in its place:

1. Director. "Director" means the Director of the Office of Policy Innovation and the Future established by section 3102.

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✓ **Sec. 8. 5 MRSA §3101, sub-§2**, as amended by PL 2019, c. 343, Pt. D, §6 and c. 383, §1, is repealed and the following enacted in its place:

2. Office. "Office" means the Office of Policy Innovation and the Future established by section 3102.

SUMMARY

Sections ?? and ?? correct conflicts created by Public Law 2019, chapters 343 and 383, which affected the same provisions of law, by repealing the provisions and replacing them with the chapter 383 version.

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1 **Sec. 9. 5 MRSA §3103**, as amended by PL 2019, c. 343, Pt. D, §8 and c. 383, §3,
2 is repealed and the following enacted in its place:

3 **§3103. Director**

4 The Director of the Office of Policy Innovation and the Future is appointed by the
5 Governor and serves at the pleasure of the Governor.

6 **SUMMARY**

7 Section ?? corrects a conflict created by Public Law 2019, chapters 343 and 383,
8 which affected the same provision of law, by repealing the provision and replacing it with
9 the chapter 383 version.

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VSP

1 ✓ Sec. ~~72~~ PL 2019, c. 343, Pt. D, §18 is amended to read:

2 **Sec. D-18. Maine Revised Statutes amended; revision clause.** Wherever in
3 the Maine Revised Statutes the words "Governor's Office of Policy and Management"
4 appear or reference is made to that entity or those words, those words are amended to
5 read or mean, as appropriate, "Governor's Office of Policy Innovation and the Future"
6 and the Revisor of Statutes shall implement this revision when updating, publishing or
7 republishing the statutes.

8 **SUMMARY**

9 Section ?? corrects a revision clause.

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1 **Sec. 73. PL 2019, c. 477, §3** is amended to read:

2 **Sec. 3. Study; report; renewable energy goals market assessment.** The
3 Governor's Office of Policy Innovation and Management the Future and the Governor's
4 Energy Office shall jointly conduct a market assessment study, including an in-depth
5 analysis and review of the opportunities, potential and challenges facing the State in
6 reaching the goal by January 1, 2030 that 80% of retail electricity sales in this State will
7 come from renewable energy resources, and shall, no later than January 31, 2021, submit
8 a report on the market assessment study, along with any recommendations on adjustments
9 or changes to the renewable portfolio requirements in the Maine Revised Statutes, Title
10 35-A, section 3210, to the joint standing committee of the Legislature having jurisdiction
11 over energy and utilities matters.

- 12 1. The market assessment study must include, but is not limited to, examination of:
 - 13 A. The availability of commercially viable renewable energy technologies, including
 - 14 emerging technologies, in the State and region between 2020 and 2030;
 - 15 B. The estimated electricity costs and benefits for ratepayers and the capacity of
 - 16 commercially viable renewable energy technologies during the 10-year period
 - 17 between 2020 and 2030, including the remaining useful lives of existing technology
 - 18 in use during that period;
 - 19 C. The time frames for permitting, financing and construction for commercially
 - 20 viable renewable technologies in the State and region;
 - 21 D. The policy and regulatory options and structures that may influence the speed,
 - 22 predictability and cost to ratepayers associated with the development of renewable
 - 23 energy technologies in this State and the amount of renewable energy generated;
 - 24 E. Policies and regulations in other states and the region, including an analysis of the
 - 25 dynamics between and among the various states, provinces and this State, and the
 - 26 importance and role of generating 80% of electricity from renewable capacity
 - 27 resources in achieving the greenhouse reduction limits in Title 38, chapter 3-A in a
 - 28 cost-effective manner; and
 - 29 F. In coordination with the Department of Environmental Protection, the benefits and
 - 30 costs of incentives provided to generators fueled by municipal solid waste, landfill
 - 31 gas facilities and anaerobic digestion facilities under the State's renewable portfolio
 - 32 requirements. The examination must also consider and make recommendations for
 - 33 further alignment between renewable energy and solid waste policy initiatives.

- 34 2. Upon written request of the Governor's Office of Policy Innovation and
- 35 Management the Future or the Governor's Energy Office, the Public Utilities Commission
- 36 shall provide for the study:
 - 37 A. Reasonable technical, legal and other assistance, including the provision of
 - 38 requested information; and
 - 39 B. Funding for staff and consultants in an amount not to exceed \$150,000. Any such
 - 40 costs must be recovered through assessments on transmission and distribution utilities
 - 41 in accordance with Title 35-A, section 116.

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VSP

1 ✓ **Sec. 74.** Resolve 2019, c. 82, §5 is amended to read:

2 **Sec. 5. Duties. Resolved:** That the committee shall examine and make
3 recommendations on the feasibility of providing basic economic security through a direct
4 cash payment system and other programs that are designed to help individuals and
5 families become more economically secure, including, but not limited to:

6 1. Tax rebates and credits, including strengthening the earned income tax credit and
7 a negative income tax;

8 2. Universal basic income and unconditional cash transfers to residents of the State;
9 and

10 3. Other direct cash benefit programs.

11 The committee shall also investigate the effectiveness of existing safety net
12 programs, such as tax credit, child care and food supplement programs, and compare
13 those programs to any recommended direct cash payment programs.

14 In fulfilling its duties under this section, the committee shall as necessary invite input
15 from the Department of Administrative and Financial Services, Bureau of Revenue
16 Services and from the ~~Governor's~~ Office of Policy Innovation and Management the
17 Future.

18 **SUMMARY**

19 Section ?? corrects provisions to implement the intent of the revision clauses
20 contained in Public Law 2019, chapter 343, Part D, section 18 and chapter 383, section
21 10.

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