

**Comparison of Provision Contained in LD 170, 1587 and the Initiated Ballot Measure**

	LD 170	LD 1587	Initiated Ballot Measure
<b>Definitions</b>	<p><b>35-A MRSA §3131(4-E)</b></p> <p><b>4-E. Nonessential transmission line.</b> "Nonessential transmission line" means a transmission line that is:</p> <p>A. Not constructed primarily to provide electric reliability within the State, as determined by the commission; and</p> <p>B. Not constructed primarily to provide electricity to retail customers within the State.</p> <p><u>A generator interconnection transmission facility as defined in section 3132, subsection 1-B is not a nonessential transmission line.</u></p>	<p><b>30-A MRSA §4352(4)</b></p> <p><u>For the purposes of this subsection, "nonessential transmission line" means a transmission line that is not constructed primarily to provide electric reliability within the State and not constructed primarily to provide electricity to retail customers within the State, as determined by the Public Utilities Commission. A generator interconnection transmission facility as defined in section 3132, subsection 1-B is not a nonessential transmission line.</u></p>	<p><b>35-A MRSA §3131(4-A)</b></p> <p><b>4-A. High-impact electric transmission line.</b> "High-impact electric transmission line" means a transmission line greater than 50 miles in length that is:</p> <p>A. Constructed to transmit direct current electricity; or</p> <p>B. Capable of operating at 345 kilovolts or more and:</p> <p>(1) Is not a generator interconnection transmission facility as defined in section 3132, subsection 1-B; and</p> <p>(2) Is not constructed primarily to provide electric reliability, as determined by the commission.</p>
<b>Certificate of Public Necessity and Convenience</b>	<p><b>35-A MRSA §3132(6-C)</b></p> <p><b>6-C. Nonessential transmission line; certificate of public convenience and necessity.</b> <u>The commission shall evaluate and render a decision on any petition for a certificate of public convenience and necessity made by a transmission and distribution utility for a nonessential transmission line that will use ratepayer-funded physical assets in accordance with this subsection. The commission may issue a certificate only if the petitioner has demonstrated that the petitioner agrees to provide a minimum benefit to ratepayers in the State of equal value to the ratepayer-funded physical assets used to construct the nonessential transmission line. The commission shall by order establish the value of ratepayer-funded physical assets used to construct the nonessential transmission line and the benefit amount and method of delivery with preference to a reduction in electricity rates.</u></p> <p><u>The commission shall adopt rules necessary to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.</u></p>	<p>Repeals <del>35-A MRSA §3132(6-A)</del> which was amended by the ballot measure</p>	<p><b>35-A MRSA §3132(6-A)</b></p> <p><b>6-A. High-impact electric transmission line; certificate of public convenience and necessity.</b> <u>The commission shall evaluate and render a decision on any petition for a certificate of public convenience and necessity for a high-impact transmission line in accordance with section 122, subsection 1-D.</u></p> <p><b>35-A MRSA §3132(6-C)</b></p> <p><b>6-C. High-impact electric transmission line; legislative approval.</b> <u>In addition to obtaining a certificate of public convenience and necessity, a high-impact electric transmission line may not be constructed anywhere in the State without first obtaining the approval of the Legislature, except that any high-impact electric transmission line crossing or utilizing public lands designated by the Legislature pursuant to Title 12, section 598-A is deemed to substantially alter the land and must be approved by the vote of 2/3 of all the members elected to each House of the Legislature.</u></p>