



127th MAINE LEGISLATURE

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Legislative Document

No. 1215

H.P. 833

House of Representatives, April 2, 2015

An Act To Provide Lower Energy Costs to Maine Businesses and Residences by Carrying Out the Legislature's Intent Regarding Funding of the Efficiency Maine Trust

Reference to the Committee on Energy, Utilities and Technology suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative GIDEON of Freeport.
Cosponsored by Senator KATZ of Kennebec and
Representative: DUNPHY of Embden, Senator: DIAMOND of Cumberland.

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

2 **Sec. 1. 35-A MRS §10110, sub-§4-A**, as enacted by PL 2013, c. 369, Pt. A,
3 §20 and affected by §30, is amended to read:

4 **4-A. Procurement of cost-effective energy efficiency resources.** The commission
5 shall ensure that transmission and distribution utilities on behalf of their ratepayers
6 procure all electric energy efficiency resources found by the commission to be cost-
7 effective, reliable and achievable pursuant to section 10104, subsection 4, except that the
8 commission may not require the inclusion in rates under this subsection of a total amount
9 that exceeds 4% of total retail electricity and transmission and distribution sales in the
10 State as determined by the commission by rule. The cost of procurement of cost-effective
11 electric energy efficiency resources is a just and reasonable element of rates. The
12 commission may issue any appropriate orders to transmission and distribution utilities
13 necessary to achieve the goals of this subsection. When determining the amount of cost-
14 effective electric energy efficiency resources to be procured under this subsection, the
15 commission shall:

16 A. Consider electric energy efficiency resources that are reasonably foreseeable to be
17 acquired by the trust using all other sources of revenue, including, but not limited to,
18 the Regional Greenhouse Gas Initiative Trust Fund under section 10109;

19 B. Ensure that calculations of avoided energy costs and the budget identified by the
20 trust in its triennial plan as needed to capture all cost-effective electric energy
21 efficiency resources are reasonable, based on sound evidence and make use of best
22 practices across the region; and

23 C. Maximize total electricity savings for all ratepayers.

24 The commission shall consider gross efficiency savings for the purpose of determining
25 savings that are cost-effective, reliable and achievable and shall consider both net and
26 gross efficiency savings for the purpose of determining the appropriateness of the amount
27 identified by the trust in its triennial plan as needed to capture all cost-effective electric
28 energy efficiency resources.

29 Rules adopted under this subsection are routine technical rules under Title 5, chapter 375,
30 subchapter 2-A.

31 **SUMMARY**

32 This bill corrects an error that was created when the word "and" was inadvertently
33 omitted during the production of a bill reported out by the Joint Standing Committee on
34 Energy, Utilities and Technology, "An Act To Reduce Energy Costs, Increase Energy
35 Efficiency, Promote Electric System Reliability and Protect the Environment," which was
36 enacted into law as Public Law 2013, chapter 369.