

STATE OF MAINE

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

—  
S.P. 394 - L.D. 905

**An Act to Clarify the Process to Transfer Funds Resulting from the  
Expiration of Unused Kilowatt-hour Credits to Be Used to Provide  
Assistance to Low-income Electricity Customers**

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

**Sec. 1. 35-A MRSA §3209-A, sub-§8,** as amended by PL 2023, c. 230, §1, is further amended to read:

**8. Unused kilowatt-hour credits; rules.** To the extent rules adopted under this section provide for the periodic expiration of unused kilowatt-hour credits accumulated by a customer participating in a net energy billing arrangement, the commission shall require by rule that each transmission and distribution utility with a net energy billing arrangement shall account for and, on or before ~~January~~ April 1st of each year, remit the value of all unused kilowatt-hour credits that were accumulated and that expired during the prior calendar year to the ~~commission~~ administrators of the statewide low-income assistance plan and the individual low-income assistance programs as designated by the commission by rules adopted pursuant to section 3214, subsection 2 for the benefit of individuals receiving low-income assistance in accordance with ~~section 3214, subsection 2~~ those rules. The rules adopted by the commission pursuant to this subsection must:

- A. Establish the manner by which a transmission and distribution utility must account for unused kilowatt-hour credits that were accumulated by all customers of the utility with net energy billing arrangements during the prior calendar year and that expired during the prior calendar year; ~~and~~
- B. Establish the manner by which a transmission and distribution utility must remit the value of the unused and expired kilowatt-hour credits; ~~and~~
- C. Identify the manner by which the transmission and distribution utility must report to the commission information regarding the number of unused kilowatt-hour credits that were accumulated by all customers of the utility with net energy billing arrangements during the prior calendar year and that expired during the prior calendar year and the monetary value of those credits.

Notwithstanding any provision of this section to the contrary, rules adopted by the commission pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.