



# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 1315

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H.P. 893

House of Representatives, April 14, 2015

### An Act To Amend Maine's Restructuring Laws

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

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

ROBERT B. HUNT  
Clerk

Presented by Representative DUNPHY of Embden. (GOVERNOR'S BILL)  
Cosponsored by Senator MASON of Androscoggin and  
Representatives: BLACK of Wilton, HIGGINS of Dover-Foxcroft, O'CONNOR of Berwick,  
SIROCKI of Scarborough.

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

2 **Sec. 1. 35-A MRSA §3204, sub-§5,** as enacted by PL 1997, c. 316, §3, is  
3 repealed.

4 **Sec. 2. 35-A MRSA §3204, sub-§6,** as enacted by PL 1997, c. 316, §3, is  
5 repealed and the following enacted in its place:

6 **6. Ownership of generation assets.** Notwithstanding any other provision in this  
7 chapter, an investor-owned transmission and distribution utility may own, have a  
8 financial interest in or control generation or generation-related assets in the State if the  
9 utility or an affiliated interest applies for and receives approval from the commission  
10 prior to the time that the investor-owned transmission and distribution utility owns,  
11 obtains a financial interest in or controls the generation or generation-related assets. The  
12 commission may approve an application under this subsection if the applicant establishes  
13 that the ownership, financial interest in or control of the generation or generation-related  
14 asset is consistent with the interests of the utility's ratepayers. In granting approval under  
15 this subsection, the commission shall impose terms, conditions or requirements the  
16 commission determines are necessary to protect the interests of the utility's ratepayers.

17 **SUMMARY**

18 This bill allows an investor-owned transmission and distribution utility to own  
19 generation assets if the Public Utilities Commission determines that ownership is  
20 beneficial to the utility's ratepayers.