



131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

No. 509

S.P. 226

In Senate, February 9, 2023

**An Act to Amend the Net Energy Billing Laws to Require Net
Energy Billing Credits to be Nonlapsing**

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator HICKMAN of Kennebec.

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

2 **Sec. 1. 35-A MRSA §3209-A, sub-§8**, as enacted by PL 2021, c. 370, §1 and
3 reallocated by c. 659, §18 and c. 705, §13 and RR 2021, c. 1, Pt. A, §37, is repealed and
4 the following enacted in its place:

5 **8. Unused kilowatt-hour credits.** Unused kilowatt-hour credits accumulated by a
6 customer participating in a net energy billing arrangement may not expire.

7 **Sec. 2. 35-A MRSA §3209-B, sub-§5, ¶C**, as enacted by PL 2019, c. 478, Pt. A,
8 §4, is amended to read:

9 C. A bill credit under the program as described in paragraph B may be applied to any
10 portion of a customer's electricity bill. Credits that remain unused at the end of any
11 billing period may ~~be carried forward for up to one year from the end of that billing~~
12 ~~period~~ not expire.

13 **SUMMARY**

14 This bill prohibits the expiration of unused kilowatt-hour credits accumulated by a
15 residential customer participating in a net energy billing arrangement and strikes the
16 provision that requires the Public Utilities Commission to adopt rules providing that unused
17 kilowatt-hour credits must be applied for the benefit of participants in the utility's arrearage
18 management program. The bill also prohibits the expiration of unused credits accrued by a
19 commercial or institutional net energy billing customer.