

Greg Robie  
Winslow, ME; Highland Mills NY  
LD 1868

LD 1868 ONTP.

A significant flaw in its language is that an undefined term "clean" energy is utilized. With the parallel rulemaking that the IRS has undertaken with the alleged clean hydrogen of the 2022 IRA and that exempting oil companies their emission exemption that have under the 1964 Clean Air Act, and thereby qualify them (when they declare themselves energy companies) for 100% of both hydrogen tax credits utilizing IRS Form 7210. Hydrogen, as an unrecognized in law greenhouse gas equivalency rating of 11.8 CO<sub>2</sub>e, and which makes metal brittle, and as the smallest molecule leaks, no matter what. The last thing that clean hydrogen will turn out to be is "clean."

Also, the language in the bill, while it references the GEO, may end up applying to the proposed Department of Energy Resource. When applied to such a Department the Governor can advance development based on that language that could be argued to take precedence over other concerns. The law seems to be devoid of explanatory language and the rulemaking is noted to be routine technical.

...and this with our Governor's EOs that unconstitutionally have the executive overreaching the legislative branch's powers, and that of the People, and this as a violation of Article III of our Constitution (Article V, as cited in the EOs – amended EOs – do not apply).

Thank you for considering this testimony.