



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 1107

H.P. 768

House of Representatives, March 26, 2015

An Act To Improve the Laws Governing the Purchasing of Power

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 McCABE of Skowhegan.
Cosponsored by Representatives: DION of Portland, RYKERSON of Kittery.

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

2 **Sec. 1. 35-A MRSA §3203, sub-§4-B** is enacted to read:

3 **4-B. Off-peak prices.** As a condition of licensing, a competitive electricity provider
4 must offer to sell electricity to a consumer in this State at a price that is 40% less for
5 electricity consumed during off-peak periods than the price for electricity consumed
6 during on-peak periods. For purposes of this subsection, "off-peak periods" means
7 between the hours of 6:00 p.m. and 6:00 a.m. each weekday and between 6:00 p.m.
8 Friday and 6:00 a.m. Monday. For purposes of this subsection, "on-peak periods" means
9 between the hours of 6:00 a.m. and 6:00 p.m. each weekday.

10 **Sec. 2. 35-A MRSA §3209, sub-§5** is enacted to read:

11 **5. Discount new renewable capacity resources.** The commission by rule shall
12 establish a discount rate for residential and small business customers who purchase
13 electricity from resources that qualify as new renewable capacity resources under section
14 3210. The discount rate must be set at a level sufficient to create an incentive for the
15 purchase of new renewable capacity resources. Rules adopted under this subsection are
16 routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

17 **Sec. 3. 35-A MRSA §3212, sub-§1**, as amended by PL 1999, c. 577, §3, is
18 further amended to read:

19 **1. Establishment of terms and conditions.** ~~The commission shall open a rule-~~
20 ~~making proceeding no later than October 1, 1997 to~~ by rule establish terms and
21 conditions for standard-offer service that include, but are not limited to:

- 22 A. Entry and exit restrictions;
- 23 B. Protection against a standard-offer service provider's failure to provide service as
24 contracted for;
- 25 C. Appropriate rate design issues;
- 26 D. Retaining averaged prices for all customers in the same class; and
- 27 E. Credit, collection and disconnection practices.

28 The commission shall by rule establish a rate design for standard-offer service that
29 provides a 40% rate discount for electricity consumed during off-peak periods from the
30 rate for electricity consumed during on-peak periods. For purposes of this subsection,
31 "off-peak periods" means between the hours of 6:00 p.m. and 6:00 a.m. each weekday
32 and between 6:00 p.m. Friday and 6:00 a.m. Monday. For purposes of this subsection,
33 "on-peak periods" means between the hours of 6:00 a.m. and 6:00 p.m. each weekday.
34 The commission shall adopt rules establishing terms and conditions for standard-offer
35 service. Rules adopted under this subsection are routine technical rules pursuant to Title
36 5, chapter 375, subchapter ~~H-A~~ 2-A.

1 electricity prices. The commission is directed to report its findings and recommendations
2 to the Legislature by December 2, 2015.