

**PROPOSED AMENDMENTS TO SEN. BARTLETT'S DRAFT  
REP. ADAMS**

**1. P. 5 Modify appointed membership as follows:**

B. The following 7 trustees are appointed by the Governor, reviewed by the joint standing committee of the Legislature having jurisdiction over energy matters and approved by the Senate:

- (1) A representative of commercial energy consumers;
- (2) A representative of industrial energy consumers;
- (3) A representative of small business energy consumers;
- (4) A representative of residential energy consumers;
- (5) A representative of low-income energy consumers; and
- (6) ~~Two members~~ One who possess knowledge of energy conservation fund programs, carbon reduction programs, energy efficiency or climate change policy or substantial management expertise.
- (8) One member with experience in consumer advocacy.

**2. P. 5 Modify the language regarding the executive committee (to make it clear that at least one member of the executive committee is not be an officer) by increasing number to 5.**

**3. P. 7 Modify the language in §10104(2)(B) to read:**

B The effectiveness of programs is maximized by building up and centralizing expertise, addressing conflicts of interest, mitigating the influence of politics, promoting flexible, nimble timely program management and providing a champion for funding cost-effective energy efficiency;

**4. P. 7 Modify the language in §10104(3) to provide that the measures of performance must be submitted to the UTE committee for review before being presented for approval by the PUC**

**5. P. 41 (relates to P. 12 certification standards):**

**13. Adoption of state standards.** In accordance with Title 35-A, section 10114 and 10104, subsection 7, before January 1, 2012 the Efficiency Maine Trust Board shall adopt certification standards for energy auditors, installers of energy efficiency measures and other service providers that provide services under programs administered by the trust. The board shall review

and use any standards developed by the Public Utilities Commission as the starting point for standards that it adopts.

**6. P. 38 Modify the language of 10119(4) as follows:**

**4. Regulation.** The trust may not expend any funds from assessments made under this chapter until the commission approves the trust's triennial plan as well as implementing plans for any programs funded in whole or in part from such assessments. All plans for expenditures of programs funds must be submitted to the Joint Standing Committee on Utilities and Energy for review before being approved by the commission. The commission on its own motion or upon recommendation of the Public Advocate may open an investigation of practices or acts of the trust. If the commission, upon investigation, finds that the trust has failed to comply with any requirement of this chapter or other requirements of law in the use or expenditure of any funds from assessments made under this chapter, the commission may issue an appropriate order directing the trust to take necessary actions to bring the trust into compliance with the law and may suspend or limit the authority of the trust to expend or encumber any funds derived from assessments made under this chapter until the commission finds the trust has come into compliance with the law.

**7. P. 39 Modify the language concerning staggered terms to make it clear that the 3 members appointed to initial 3-year terms must include both business and individual consumer interests.**

**8. P.53 Modify the first sentence in the un-lettered paragraph at the top of the page as follows:**

In developing the plan, the commission shall review and analyze relevant reports and information, including but not limited to the information, analysis and results of the *New England States Regional Energy Blueprint* being prepared by ISO-NE for the New England Governors and the New England States' Committee on Electricity. The commission shall also examine and monitor proposed or pending federal energy legislation that may significantly affect energy policy in this State.

**9. P. 57 Modify §9 (3)(A) as follows:**

A. ~~Chair~~ Be an ex officio member of the Energy Resources Efficiency Maine Trust Board Council, established under Title 5, section ~~33271~~2004-G, subsection 10-C;