

## **Minutes of the Interagency Review Panel's June 6, 2011 Meeting**

The meeting was called to order at 3:15 p.m.

The following members of the Panel, State Agency staff and the public were present:

### Panel Members

Tim Agnew  
Fenwick Fowler  
Harrison Horning  
Kenneth Fletcher

### Staff

Nina Fisher, DOT  
Brian Burne, DOT  
Todd Pelletier, DOT  
Toni Kemmerle, DOT

### Members of the Public

Carol Purington, Central Maine Power  
Steve Ward  
Jeremy Payne, Maine Renewable Energy Association  
Steve Wallace, TRC  
Sharon Sudbay, Maritimes & Northeast Pipeline  
Andrew Landry, Preti Flaherty  
Hayes Gahagan, Gahagan & Associates, LLC

### **1) Welcome and Introductions**

Meeting called to order by Chairman Ken Fletcher. Introductions were made.

### **2) Review of April 4, 2011, Draft Minutes**

The minutes from the April 4, 2011 meetings were unanimously adopted.

### **3) Review of DRAFT "Bylaws, Administration, and the Energy Infrastructure Proposal and Review Process"**

- a. Department of Transportation – Overview of new draft of Energy Infrastructure Proposal and Review Process
- b. Interagency Review Panel – Section-by-Section review, discussion and revisions conducted by members of the IRP
- c. Discussion and suggestions of members of the IRP are incorporated into the current draft of the "Bylaws, Administration and the Energy Infrastructure Proposal and Review Process" available at the next meeting.

- d. The IRP discussed the protection of confidential and trade secrets and how “Freedom of Information” Requests may be structured in the document.
- e. The IRP discussed the time limits on applications, with a general consensus on a 60-day time limit.
- f. The IRP discussed staffing and fees, with a general consensus that a \$10,000 fee will be charged with applications. This point will be further discussed and possibly refined.

#### **4) Review of DRAFT Schedule for IRP Work, Rulemaking Process and Action Items – Interagency Review Panel**

- a. The IRP reviewed the draft schedule for IRP work and a revised version will be made available at the next meeting.

#### **5) Legislative Update**

- a. Ken Fletcher briefed the IRP on the current status in the first session of the 125<sup>th</sup> Legislature.
- b. The Governor’s bill (LD 1570) seeks to reduce the price of electricity for Maine consumers and contains provisions regarding long-term contracts, renewable portfolio standard revisions, and other components.
- c. The Energy, Utilities and Technology Committee is considering bills related to weatherization, alternative heating systems, smart grid and meters, transmission and infrastructure, renewable portfolio standards, regional greenhouse gas initiative, system benefit charges, long-term contracting, wind power projects, solar/wind rebates, oil use reduction and many other issues.
- d. The Legislature is working on the budget.

#### **6) Issues Affecting Co-Location of Energy Infrastructure – OEIS**

- a. The OEIS released a report, pursuant to LD 1786, to clearly define issues affecting the co-location of electric transmission and distribution facilities, natural gas transmission lines, carbon dioxide pipelines and other energy infrastructure; provide analysis of safety, health, engineering, environmental, geotechnical, land use and other factors affecting co-location; and present findings with respect to practices in other jurisdictions, including industry and governmental recommendations.
- b. The report can be found at [www.maine.gov/oeis/publications.html](http://www.maine.gov/oeis/publications.html).

#### **7) No new business discussed.**

#### **8) Public comments**

Mr. Gahagan asked the Panel to re-affirm the exemption for the Searsport-Loring corridor pursuant to LD 1786 as follows:

(1) The Searsport-Loring corridor may be used, developed and expanded for energy infrastructure consistent with any leases, easements or other agreements in effect on the effective date of this subsection. It is not a statutory corridor until the expiration or termination of such leases, easements or other agreements.

(2) The executive director of the Loring Development Authority of Maine shall notify the Interagency Review Panel under subsection 1-B when any leases, easements or other agreements in effect on the effective date of this subsection affecting or otherwise pertaining to the Searsport-Loring corridor have expired or otherwise terminate.

**9) The next subcommittee meeting was scheduled for July 11 (the meeting was later cancelled).**

**10) Ken Fletcher adjourned the IRP meeting at 4:45 pm.**