



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 1516

S.P. 478

In Senate, April 26, 2011

An Act To Protect Consumer Information at the Efficiency Maine Trust

Submitted by the Efficiency Maine Trust pursuant to Joint Rule 204.
Reference to the Committee on Energy, Utilities and Technology suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator THIBODEAU of Waldo.

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

2 **Sec. 1. 35-A MRSA §10106, sub-§1, ¶A,** as enacted by PL 2009, c. 372, Pt. B,
3 §3, is amended to read:

4 A. A record obtained or developed by the trust that:

5 (1) A person, including the trust, to whom the record belongs or pertains has
6 requested be designated confidential; ~~and~~

7 (2) The board has determined contains information that gives the owner or a user
8 an opportunity to obtain business or competitive advantage over another person
9 who does not have access to the information, except through the trust's records,
10 or access to which by others would result in a business or competitive
11 disadvantage, loss of business or other significant detriment, other than loss or
12 denial of financial assistance from the trust, to any person to whom the record
13 belongs or pertains; ~~and~~

14 (3) Contains information about the energy usage profile of a customer of a
15 transmission and distribution utility in the State or a customer of a distributor of
16 heating fuel or other energy source; and

17 (4) Contains personal information about a customer seeking financing through a
18 program of the trust; and

19 **SUMMARY**

20 This bill designates as confidential, for purposes of the freedom of access laws, those
21 records retained by the Efficiency Maine Trust that contain information about a
22 customer's energy usage or that contain personal information about a customer seeking
23 financing through the trust.