

**From:** darlene.kingrealtynh@roadrunner.com  
**Sent:** Thursday, February 03, 2011 11:52 AM  
**To:** Undisclosed-Recipient;;  
**Subject:** Fw: Reminder of House Bill 304 hearing Tuesady in room 304

----- Original Message -----

**From:** darlene.kingrealtynh@roadrunner.com  
**Sent:** Thursday, February 03, 2011 11:32 AM  
**Subject:** Reminder of House Bill 304 hearing Tuesady in room 304

Correction : The Holderness meeting on the 10th is not with Northern Pass it is an informational meeting : There will be an information meeting on Northern Pass in Holderness on Thursday, February 10th starting at 6:30 at the Holderness Central School on Rte. 175. For more information call 536-2279. Pass on this information to anyone from or close to Holderness. I miss understood the notification .

Campton will be expecting a meeting soon with Northern Pass .

**Reminder:** Hearing for HB302 is this coming **Tuesday, February 8th**, LOB Room 304, Concord, 1 p.m. A No Northern Pass press conference will precede the hearing. Details to be announced. Please make every effort to go to Concord and show your true colors (blaze orange) for the press conference and the hearing. There is a bus arranged by John Harrigan going down from Colebrook. We'll try to get Concord parking info tips for those carpooling down from other locations.

Please note there was some confusion as to where this will be held . But it is definitely in room 304 . The more people the better. Get there early as parking will be an issue.

Read bill in its entirety including what was removed to get the just of this bill;

## **HB 302-FN – AS INTRODUCED**

2011 SESSION

11-0825

09/10

**HOUSE BILL 302-FN**

AN ACT modifying the laws relative to renewable energy portfolios.

SPONSORS: Rep. R. Barry, Hills 19; Rep. Cataldo, Straf 3

COMMITTEE: Science, Technology and Energy

ANALYSIS

This bill modifies RSA 362-F, relative to renewable energy portfolios.

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Explanation: Matter added to current law appears in *bold italics*.

Matter removed from current law appears [~~in brackets and struck through~~].

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

11-0825

09/10

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Eleven*

AN ACT modifying the laws relative to renewable energy portfolios.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 Purpose. Amend RSA 362-F:1 to read as follows:

362-F:1 Purpose. Renewable energy generation technologies can provide fuel diversity to the state and New England generation supply through use of ~~[local]~~ renewable fuels and resources that serve to displace and thereby lower regional dependence on fossil fuels. This has the potential to lower and stabilize future energy costs by reducing exposure to rising and volatile fossil fuel prices. ~~[The use of renewable energy technologies and fuels can also help to keep energy and investment dollars in the state to benefit our own economy. In addition, employing low emission forms of such technologies can reduce the amount of greenhouse gases, nitrogen oxides, and particulate matter emissions transported into New Hampshire and also generated in the state, thereby improving air quality and public health, and mitigating against the risks of climate change. It is therefore in the public interest to stimulate investment in low emission renewable energy generation technologies in New England and, in particular, New Hampshire, whether at new or existing facilities.]~~

2 Minimum Electric Renewable Portfolio Standards. Amend RSA 362-F:3 to read as follows:

362-F:3 Minimum Electric Renewable Portfolio Standards. For each year specified in the table below, each provider of electricity shall obtain and retire certificates sufficient in number and class type to meet or exceed the following percentages of total megawatt-hours of electricity supplied by the provider to its end-use customers that year, except to the extent that the provider makes payments to the renewable energy fund under RSA 362-F:10, II:

2008 2009 2010 2011 2012 2013 2014 2015 2025

Class I 0.0% 0.5% [1] **1.04%** [2] **2.08%** [3] **3.15%** [4] **4.2%** [5] **5.3%** [6] **6.3%** [16] **16.3%** (\*)

[~~Class II 0.0% 0.0% 0.04% 0.08% 0.15% 0.2% 0.3% 0.3% 0.3%~~]

Class III 3.5% 4.5% 5.5% 6.5% 6.5% 6.5% 6.5% 6.5% 6.5%

Class IV 0.5% 1% 1% 1% 1% 1% 1% 1% 1%

Class I increases an additional one percent per year from 2015 through 2025. Classes [H] ~~III-IV~~ remain at the same percentages from 2015 through 2025 [~~except as provided in RSA 362-F:4, V-VI~~].

3 Electric Renewable Energy Classes. Amend RSA 362-F:4, I(h) to read as follows:

(h) [~~Class II sources to the extent that they are not otherwise used to satisfy the minimum portfolio standards of other classes~~] **Solar energy**.

4 New Subparagraph; Electric Renewable Energy Classes. Amend RSA 362-F:4, I by inserting after subparagraph (j) the following new subparagraph:

(k) Hydroelectric energy, provided the water pressure used in production was not artificially created using another source of energy.

5 Electric Renewable Energy Classes. Amend RSA 362-F:4, IV to read as follows:

IV.(a) Class IV (Existing [~~Small~~] Hydroelectric) shall include the production of electricity from hydroelectric energy, provided the facility began operation prior to January 1, 2006, [~~has a total nameplate capacity of 5 MWs or less as measured by the sum of the nameplate capacities of all the generators at the facility, has actually installed both upstream and downstream diadromous fish passages~~] and such installations have [~~been approved by the~~] **received all applicable** Federal Energy Regulatory Commission[, ~~and when required, has documented~~] **approvals and all** applicable state water quality certification pursuant to section 401 of the Clean Water Act for hydroelectric projects.

(b)(1) [~~Notwithstanding subparagraph (a),~~] The commission shall re-certify as class IV renewable energy sources the facilities named in commission order numbers 24,940 and 24,952. These facilities are:

(A) The Canaan, Gorham, Hooksett, and Jackman hydroelectric facilities owned by Public Service Company of New Hampshire, which had been previously certified by the commission on September 23, 2008; and

(B) The North Gorham and Bar Mills projects owned by FPL Energy Maine Hydro, LLC which had been previously certified by the commission on October 30, 2008.

(2) These facilities shall not qualify or be certified as class IV renewable energy sources after March 23, 2009, unless they meet the requirements of subparagraph (a). Such facilities shall be

eligible for class IV renewable energy certificates for all electricity generated between the effective date of each facility's original certification by the commission through March 23, 2009. Such certificates shall have the same validity as any other class IV certificate issued under RSA 362-F, and may be sold, exchanged, banked, and utilized accordingly.

6 New Paragraph; Renewable Energy Certificates; Methodology. Amend RSA 362-F:6 by inserting after paragraph II the following new paragraph:

II-a. The commission shall establish a methodology to estimate the total yearly production from customer-sited sources for which class I certificates are not issued, that are net metered under RSA 362-A:9, and whose installation was paid for, in whole or in part, with renewable energy fund moneys under RSA 362-F:10. For purposes of estimation, the commission shall use a capacity factor rating of 20 percent for each installation. Providers of electricity required to obtain and retire certificates under RSA 362-F:3 shall receive a yearly credit for such production. By February 31 of each year, the commission shall compute and make public a credit percentage that is equal to the estimated production for the prior calendar year divided by the total amount of electricity supplied by providers of electricity to end-use customers in the prior calendar year, with the result converted to a percentage. Each provider may then, at the time of its annual report filing under RSA 362-F:8, claim a class I certificate credit equal to the credit percentage times the total megawatt-hours of electricity supplied by the provider to its end-use customers the prior calendar year.

7 Renewable Energy Fund. Amend RSA 362-F:10 to read as follows:

362-F:10 Renewable Energy Fund.

I. There is hereby established a renewable energy fund. This nonlapsing, special fund shall be continually appropriated to the commission to be expended in accordance with this section. The state treasurer shall invest the moneys deposited therein as provided by law. Income received on investments made by the state treasurer shall also be credited to the fund. All payments to be made under this section shall be deposited in the fund. The moneys paid into the fund under paragraph II of this section [~~excluding class II moneys,~~] shall be used by the commission to support thermal and electrical renewable energy initiatives. [~~Class II moneys shall only be used to support solar energy technologies in New Hampshire.~~] All initiatives supported out of these funds shall be subject to audit [~~by the commission~~] as deemed necessary **by the house science, technology and energy committee**. All fund moneys [~~including those from class II~~] may be used to administer this chapter, but all new employee positions shall be approved by the fiscal committee of the general court.

II. In lieu of meeting the portfolio requirements of RSA 362-F:3 for a given year if, and to the extent sufficient certificates are not otherwise available at a price below the amounts specified in this paragraph, an electricity provider may, at the time of report submission for that year under RSA 362-F:8, make payment to the commission at the following rates for each megawatt-hour not met for a given class obligation through the acquisition of certificates:

(a) Class I--\$57.12.

(b) [~~Class II--\$150.~~]

~~(e)~~ Class III--\$28.

~~[(d)] (c)~~ Class IV--\$28.

III. Beginning in 2008, the commission shall adjust these rates by January 31 of each year using the Consumer Price Index as published by the Bureau of Labor Statistics of the United States Department of Labor.

~~IV. [The commission shall make an annual report by October 1 of each year, beginning in 2009, to the legislative oversight committee on electric utility restructuring under RSA 374 F:5 detailing how the renewable energy fund is being used and any recommended changes to such use. The report shall also include information on the total peak generating capacity that is net energy metered under RSA 362 A:9 within the franchise area of each electric distribution utility, and the percentage this represents of the amount that is allowed to be net metered within each franchise area.~~

~~V. The public utilities commission shall make and administer a one-time incentive payment of \$3 per watt of nominal generation capacity up to a maximum payment of \$6,000, or 50 percent of system costs, whichever is less, per facility to any residential owner of a small renewable generation facility, that would qualify as a Class I or Class II source of electricity, has a total peak generation capacity of less than 5 kilowatts, begins operation on or after July 1, 2008, and is located on or at the owner's residence.~~

~~VI. Such payments shall be allocated from the renewable energy fund established in paragraph I, as determined by the commission to the extent funding is available up to a maximum aggregate payment of 40 percent of the fund over each 2-year period commencing July 1, 2010.~~

~~VII. The commission shall, after notice and hearing, by order or rule establish an application process for the incentive payment program established under paragraph V. The application process shall include verification of costs for parts and labor, certification that the equipment used meets the applicable safety standards of the American National Standards Institute (ANSI) or Underwriters Laboratory (UL) or similar safety rating agency, and that the facility meets local zoning regulations, and receives any required inspections.~~

~~VIII. The commission may, after notice and hearing, by order or rule, establish additional incentive or rebate programs and competitive grant opportunities for renewable thermal and electric energy projects sited in New Hampshire.~~

~~IX. For good cause the commission may, after notice and hearing, by order or rule, modify the program, including reducing the incentive level, created under RSA 362 F:10, V.~~

~~X. Consistent with RSA 362 F:10, VI,] The commission shall, over each 2-year period commencing July 1, 2010, reasonably balance overall amounts expended from the fund, net of administrative expenditures, between residential and nonresidential sectors. Funds from the renewable energy fund awarded to renewable projects in the residential sector shall be in approximate proportion to the amount of electricity sold at retail to that sector in New Hampshire,~~

and the remaining funds from the renewable energy fund shall be awarded to projects in the nonresidential sector which include commercial and industrial sited renewable energy projects, existing generators, and developers of new commercial-scale renewable generation in New Hampshire.

~~[XI.]~~ **V.** The commission shall issue requests for proposals that provide renewable projects in the nonresidential sector, which include commercial and industrial sited renewable energy projects, existing generators, and developers of new commercial-scale renewable generation in New Hampshire, with opportunities to receive funds from the renewable energy fund established under RSA 362-F:10. The requests for proposals shall provide such opportunities to those renewable energy projects that are not eligible to participate in incentive and rebate programs developed by the commission ~~[under RSA 362-F:10, V and RSA 362-F:10, VIII]~~. The commission shall issue a request for proposals no later than March 1, 2011 and annually thereafter, and select winning projects in a timely manner, ***with the approval of the house science, technology and energy committee.***

8 Repeal. The following are repealed:

I. RSA 362-F:2, IX(b), relative to the definition of end-use customer.

II. RSA 362-F:4, II, relative to class II renewable energy.

III. RSA 362-F:4, V-VI, relative to modifications to renewable portfolio standard requirements.

IV. RSA 362-F:5, relative to commission review and report.

V. RSA 362-F:6, IV(b), relative to additional requirements for renewable energy certificates.

VI. RSA 362-F:9, II(e), relative to public interest factors for purchased power agreements.

VII. RSA 362-F:13, VII, relative to rulemaking to otherwise discharge responsibilities delegated under this chapter.

9 Effective Date. This act shall take effect 60 days after its passage.

LBAO

11-0825

Revised 01/27/11

## **HB 302 FISCAL NOTE**

AN ACT modifying the laws relative to renewable energy portfolios.

### **FISCAL IMPACT:**

The Public Utilities Commission states this bill will decrease state, county and local expenditures by an indeterminable amount in FY 2011 and each year thereafter, and decrease state restricted revenue and expenditures by \$748,809 in FY 2011 and each year thereafter. There is no fiscal impact on county and local revenue.

## **METHODOLOGY:**

The Public Utilities Commission states this bill modifies the laws relative to the renewable energy portfolios. The Commission states the cost of the renewable portfolio standard program is determined by the minimum renewable energy requirements that each electricity provider must meet through the acquisition of renewable energy certificates. One certificate represents one megawatt hour supplied to customers. If a provider does not acquire the minimum required certificates it must make alternative compliance payments into the renewable energy fund. The Commission states the changes to the various renewable energy certificate classes will potentially result in electricity providers paying less than market price for the different classes of renewable energy certificates. With the electricity providers paying less to acquire their certificates, there will be a minimal but indeterminable decrease in state, county and local expenditures. The decrease in state, county and local expenditures would be attributable to these entities being customers of the electricity providers.

With the changes contained in this bill, the Commission assumes electricity providers would likely acquire all their required renewable energy certificates and not have to make alternative compliance payments into the renewable energy fund. The Commission estimates the renewable energy fund revenue will decrease by \$748,809, with restricted expenditures decreasing by the same amount.

Some information passed on from Tom Mullen regarding Tuesday's Hearing. Please do not read this and assume that the bill is dead. This is a hoped for outcome based on the continued pressure on the politicians but without your continued outrage and showing up in Concord, might not happen.

Things are happening fast and furiously! I am informed by a reliable source that House Bill 302 is probably "Dead". While this is music to our ears, it cannot be counted on and we have to assume this is not the case. I understand that the Energy Committee will meet as scheduled on Tuesday the 8th at 1:00 pm back in Room 304 as opposed to the Representatives Hall and that following the meeting being called to order, a motion will be made to indefinitely table or kill House Bill 302. I am unsure if that means it won't ever come up again or that it's done for the time being, but it might be brought back up again for consideration in the future like next summer.

I am further informed that in place of our hearing, Northern Pass/PSNH will provide the Energy Committee with a presentation on its project and why they think it's a good thing for New Hampshire and that others will be invited to present their viewpoints on the issues. Just as we have done in town after town after town, we need to be there to refute NP's and PSNH's nonsense and misrepresentations. There's more that I can add to this that I will be happy to discuss over the phone so feel free to call me at 759-2510. Below are some of the key points to cover on Tuesday.

- 1.They say they're power is renewable. IT'S NOT! UNDER NH STATE LAW, POWER OVER 100 MEGAWATTS IS NOT RENEWABLE. NP POWER IS 1,200 MEGAWATTS
- 2.They imply the NP power is for New Hampshire. IT'S NOT, IT'S ALL FOR BOSTON AND POINTS SOUTH!
- 3.They imply that New Hampshire needs the power. NEW HAMPSHIRE IS A NET EXPORTER OF POWER. NEW HAMPSHIRE PRODUCES MORE

POWER THAN IT USES AND THE NORTHERN PASS POWER FROM CANADA IS GOING TO BE SENT OUT OF STATE TO BOSTON AND BEYOND.

4.PSNH and NP say they will create lots of jobs. THE JOBS CREATED BY THE NORTHERN PASS WILL BE TEMPORARY JOBS GOING MOSTLY TO OUT OF STATE UNIONIZED PROFESSIONAL LINeworkERS. FIVE PERMANENT JOBS WILL BE CREATED IN FRANKLIN!

5.Northern Pass says its power is green. THE ENVIRONMENTAL PROTECTION AGENCY SAYS THAT BIG HYDRO FROM HYDRO QUEBEC IS ANYTHING BUT GREEN AND RENEWABLE BECAUSE IT IS SO ABUSIVE TO THE LAND UNDER ITS DAMMED UP RIVERS AND ITS RESEVOIRS EMIT HUGE QUANTITIES OF METHANE GAS -- IN OTHER WORDS, BAD LAND USE.

6.Northern Pass says its power is reliable. JUST THIS PAST SPRING AND SUMMER, A DROUGHT IN QUEBEC FORCED HYDRO QUEBEC TO SHUT OFF POWER TO SOME OF ITS CUSTOMERS. LAST ON LINE--FIRST OFF LINE IS THE WAY IT WORKS!

I could go on and on, and by now you all know all the talking points, but the important thing is that all of you show up in Concord on Tuesday prepared to show the Legislature and the Governor that we're serious about taking this matter right to the mat with PSNH and NP and that what they want to do is a really bad idea and a really bad deal for New Hampshire. So, get in your cars and vans and buses with your sign and banners and posters and show up in such strength that there can be no misunderstanding in anyones' minds that there is no place in New Hampshire for dirty, non-renewable power from a foreign country to be brought into our stunningly beautiful State of New Hampshire on horrific steel behemoths that will tower over the land and New Hampshire's citizens strung with thick power cables carrying health threatening ugly wire cables that from time to time glow in the dark just to remind you that if you get too close to them they'll make you and your children sick. And, just in case I haven't made it crystal clear how I feel about this, let me add that these towers will get built on my land over my dead body. Therefore, because I'm going to be out of the country next Tuesday, and because I know that none of you want to be responsible for my demise, please show up in Concord and make sure you make our case or I promise I will come back to haunt you from the other side.

I'm immensely proud and thankful for all that each and every one of you are doing to defend our state and its unrivaled beauty.

Best regards,

Tom Mullen

PS: Julie, Rick and others who are covering the EXPO, I have been invited to go to a meeting on Friday afternoon at the Balsams to meet with Charlie Bass to give him an overview of where our group is coming from. I will do my very best to get back down to Manchester in time to help out, but I can't promise to pull that off on dark, wet roads.

----- Original Message -----

**From:** Tom Mullen

**To:** [Jim Aguiar](#) ; [James Aguiar](#) ; [Charlie Brosseau](#) ; [Darlene King](#) ; [Valerie Herres](#) ; [Bury Northern Pass](#) ; [Sue Ford](#) ; [Wayne King](#) ; [Walter McCabe](#) ; [Walter Lankau](#) ; [Van McLeod](#) ; [Tom Wallace](#) ; [Tom Hoyt](#) ; [Tim K Jordan](#) ; [thaas@owlsnestgolf.com](#) ; [Terry Roper](#) ; [Teri.kingrealtynh@roadrunner.com](#) ; [Strawberry Lane Real Est & Ins](#) ; [Stephen LaFrance, PE](#) ; [Stephen Barba](#) ; [Shannon A. Mullen](#) ; [Sean Stone](#) ; [Scott King](#) ; [Russ Thibeault](#) ; [ROBERT MATHESON](#) ; [Rick Burgess](#) ; [Ray Burton](#) ; [Peter & Jan French](#) ; [Paolo Wieser](#) ; [Pam Troiano](#) ; [Mike Somma](#) ; [Mike Norman](#) ; [Michael Bergeron](#) ; [Meg Heckman](#) ; [Maurice Lafreniere](#) ; [Mary MacLeod](#) ; [Mary Dragon](#) ; [Locke Hamill](#) ; [Lenny Martell](#) ; [Kelly Mullen](#) ; [Kathryn Scalzo Babin](#) ; [Joyce Trachtenberg](#) ; [Joe Macord](#) ; [Joe Collie](#) ; [Jeffrey Rabinowitz](#) ; [Henderson, Chuck \(Shaheen\)](#) ; [Gloria & Paul Buck](#) ; [gail Beaulieu](#) ; [Evan Mullen](#) ; [Eva Bleich](#) ; [Elaine Tibbets](#) ; [Ed Liston](#) ; [Doug Willett](#) ; [debr@conklinreynolds.com](#) ; [David Houghton](#) ; [Damante, Raymond](#) ; [Conor Hayes](#) ; [Chip Roper](#) ; [charliesuesally@yahoo.com](#) ; [Charlie Wheeler](#) ; [Charlic McLaughlin](#) ; [Buzz Coleman and Son](#) ; [Brandon Guida](#) ; [Bill Driscoll](#) ; [Beno Lamontagne](#) ; [bcargill@cargillconstrucion.com](#) ; [bcantlin@worldpath.net](#) ; [Baynard Kennett](#) ; [Barry VandeMoere](#) ; [Barbara Mullen](#) ; [Aaron Woods](#) ; [Jeanie Forrester](#) ; [Sandy Dannis](#) ; [Atta Girl Records](#) ; [Deb "Boreas" Hendrickson](#) ; [info@fantasticsailingtrophies.com](#) ; [Bill Schomberg](#) ; [Bob Baker](#) ; [Bruce Kullgren](#) ; [Julie Moran](#) ; [Richard Harris](#) ; [Rick and Michele Johnsen](#) ; [rick@columbianh.com](#) ; [jim@dannis.net](#) ; [Susan Schibanoff](#) ; [Darlene King Jennings](#) ; [martinp003@hotmail.com](#) ; [Rebecca Brown](#) ; [Gail Beaulieu](#) ; [Richard Samson](#) ; [Kelly Mullen Wieser](#) ; [debreynolds2@gmail.com](#) ; [Pam Frizzell](#) ; [John Amey](#) ; [Richard Harris](#) ; [Roland Cotnoir](#) ; [Pam Frizzell](#) ; [Valerie Herres](#) ; [ddobbins@metrocast.net](#) ; [Will Abbott](#) ; [hooligan@ncia.net](#) ; [karenhladd@newsandsentinel.net](#) ; [gferbwick@gmail.com](#) ; ['Rebecca Brown'](#) ; ['Deda'](#) ; ['Kris Pastoriza'](#) ; ['Roy Stever'](#)

**Sent:** Monday, January 31, 2011 6:34 PM

**Subject:** Presidential Permit Info

Hello Everyone Interested In Stopping the Northern Pass

I spent a good 3/4's of an hour on the phone today with Brian Mills, the official in charge of the Presidential Permitting process that is presently underway at the Department of Energy and I learned some very important things:

1. Never in the history of the Presidential Permitting process has the DOE received as many requests for Intervenor Status so the DOE will have its hands full processing in this matter.
2. Mr. Mills says that the process will take no less than fifteen months and probably more like three years to complete. PSNH has been saying six +/- months.
3. The DOE will study every route proposed from end to end and may even end up proposing its own route if in fact they decide to permit the project.
4. If anyone wants to protest the use of Normandeau Associates on the conflict of interest issue, they need to do it quickly in writing and the address for all such complaints is Mr. Barry Mills, Department of Energy, Office of Electricity Delivery and Energy Reliability (OE2), 1000 Independence Ave. Southwest, Washington, DC 20585
5. If view sheds are a factor in establishing value of impacted properties and if things like tax bills make reference to views as adding value to those properties, the DOE will take those values into consideration in the process of determining the economic impact of the desired line routing.

I'll be happy to discuss the details of these revelations with anyone. Call me at 603-759-2510

Regards,

Tom Mullen

The following is a UTUBE

March of the towers Utube worth watching to give perspective : <http://www.youtube.com/watch?v=4y8EtA4tiPc>

Town Warrants :

Easton NH will call for the appropriation of \$2,500 to fight Northern Pass:

<http://burynorthernpass.blogspot.com/2011/02/easton-nh-2011-town-warrant-articles.html>

Senator Gallus had recently proposed a Senate bill that would help the Northern Pass meet their goals . He is now saying this(take it for what it is worth - actions speak louder than words- scroll to the bottom for the actions ):Just received an email in response to an email that I had sent to Senator Gallus about 2 weeks ago asking that he step out of his neutrality. It is not a direct statement that the Senator is AGAINST Northern Pass but rather he recognizes that it has no economic benefit for the North Country. He also states he is against eminent domain taking of land and that the people have a say in the process. Form your own opinion.

Valerie

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**From:** Parsons, Richard [mailto:[Richard.Parsons@leg.state.nh.us](mailto:Richard.Parsons@leg.state.nh.us)]

**Sent:** Wednesday, February 02, 2011 2:03 PM

**To:** Valerie Herres

**Subject:** RE: Regarding the Northern Pass HVDC Transmission Line - Please step our of your neutrality

Valerie,

I greatly appreciate your support over the years and the detailed input that you provided in your e-mail. I apologize for not responding to your e-mail sooner. I completely agree with you that there aren't benefits to the North Country in the proposed project. The Governor has come out in support of the project because of benefits to towns like Franklin. I am currently in communications with all the sited towns board of selectmen's to try to find the best options to have our voice heard in the FERC process. I am certainly not in favor of the taking of any land by eminent domain by no means. In researching other FERC processes for these types of projects it was very evident that the next step in the process is one where the people have a lot of say in relation to where the project is sited and with the passion being shown by the people of the North Country I'm certain that changes will come. Please feel free to e-mail or call at 271-3077 with any questions, concerns or comments that you may have.

Best Wishes,

Senator John Gallus, District 1

**Richard M. Parsons**

*Legislative Aide*

Aide to the Senate Energy and Natural Resources Committee

NH State Senate

State House, Room 115

Concord, NH 03301

(603) 271-3076

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**From:** Valerie Herres [mailto:[skylake5@myfairpoint.net](mailto:skylake5@myfairpoint.net)]

**Sent:** Saturday, January 22, 2011 10:12 AM

**To:** Gallus, John

**Subject:** Regarding the Northern Pass HVDC Transmission Line - Please step out of your neutrality

Dear Senator Gallus,

As a long time constituent and supporter of your efforts on our behalf in the North Country, I have been disappointed to hear that you have not and don't plan to take a stand on the Northern Pass Transmission line proposed to dissect our region and in fact the entire state of New Hampshire

After long study and consideration I have come to the conclusion that there are no benefits for the North Country or even NH residents. I believe given study you will come to the same conclusion. The negative impacts include:

- Erosion of any future regional and local energy producing projects – this massive agreement with Hydro Quebec will glut the grid and eliminate any competition because of the lower rates the HQ monopoly holds. Hence the possibility of upgrading the Coos Loop is diminished and smaller companies recognize they can not compete. This means a real loss of job potential in the North Country.
- Northern Pass, except perhaps initially, WILL NOT PROVIDE LONG TERM JOBS for our residents.
- NH is currently shipping an excess of about 17% electricity into the grid yet we in the North Country pay the highest electric rates. Our rates are not guaranteed to go down and WON'T benefit from the electricity that will be humming down to other states such as Massachusetts and Connecticut.
- The North Country has most recently been looking to tourism as a means of providing income and jobs for our residents. I believe and others have concurred that the ugliness of the towers (and I'm sure you're well aware of what they look like) will dampen efforts for tourism as more businesses are impacted through ugly views etc.
- As a realtor, I'm sure you are aware of the impact that the Project already has on land values. Although this may not be the case in Berlin, where you have a business, it has already slowed down sales and realtors must divulge the potential of a power line going on or close to or in sight of a given, what was once desirable property. Since people purchase land in the North Country to escape such ugliness, they are in increasing numbers choosing NOT to purchase or to hold off.
- Although the project will initially increase the tax base of those towns that it traverses over time they will be subject to depreciation (of course depending on town and how cleverly they negotiate with the project) however the loss in land value WHICH IS PERMANENT will not be regained and other landowners will have to pick up the loss to town tax base due to these abatements.
- Although this may be of less concern to you, there are people who visit the North Country to appreciate the beauty, flora and fauna. The construction of the power line, and this is rarely referenced, will involve access roads, staging areas and other nuisances that will destroy some of our most spectacular habitat.
- Since many of the landowners in Northern Coos are totally opposed to the project where the Rights of Way have not yet been granted, and have just heard that there is a potential of 28 miles of new ROW in the Concord area, depending on whether a waiver is given by the Federal Aviation Commission to pass close to the Concord airport, there is a strong potential for the PUC at the end of the process needing to "take" those easements via eminent domain. **I'm sure you don't intend nor would be in favor of such an action which your neutral stance may lead to.**

For all these reasons and many more you must see that THERE IS NOTHING IN THIS for your constituents, our North Country region and even for the state of NH. Join with Ray Burton and other informed government officials in declaring that you are against the project as currently proposed and that you will work for your base to see that this is not debacle and insult to our way of life.

Please respond at to this at your earliest convenience.

From a long time supporter and voter.

Sincerely,

Valerie Herres

Lancaster

**Subject:** Senator Gallus has sponsored a bill that if passed will modify the definition of electricity generation to include Northern Pass

We just found this out - **Senator Gallus** who is the vice chairman of the Senate Energy and Resources is one of the sponsors of Senate Bill 118 that will modify the definition of a renewable generation facility so that it will include a **participant-funded electric transmission line designed to transmit certain renewable electric energy. In other words NORTHERN PASS.**

That may be the reason he has not responded to over 200 communications to him in the last week to take a stand against Northern Pass.

We are copying the Senate Bill 118 to this email (no hearing date has been set) for you to read it. You will note that Representative Rappaport from District One is the co-sponsor. **One of our members has spoken to Representative Rappaport that he DOES NOT SUPPORT THIS BILL** and was asked to sponsor a bill from Senator Gallus that didn't resemble this one. So Rep. Rappaport will be denouncing his support tomorrow.

We must wonder how a someone who is elected to support his constituents can fail to do so. This is very important. We must still go to Concord on February 8th and watch closely on when this new piece of legislation will go to committee for a hearing.

### **SB 118 – AS INTRODUCED**

2011 SESSION

11-1037

06/03

**SENATE BILL 118**

AN ACT modifying the definition of renewable generation facility.

SPONSORS: Sen. Gallus, Dist 1; Rep. Rappaport, Coos 1

COMMITTEE: Energy and Natural Resources

## ANALYSIS

This bill modifies the definition of renewable generation facility to include a participant-funded electric transmission line designed to transmit certain renewable electric energy.

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Explanation: Matter added to current law appears in *bold italics*.

Matter removed from current law appears [~~in brackets and struck through.~~]

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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### STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Eleven*

AN ACT modifying the definition of renewable generation facility.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 Definition of Renewable Generation Facility. Amend RSA 72:73 to read as follows:

72:73 Definition of Renewable Generation Facility. In this subdivision, “renewable generation facility” means a facility which produces electric energy for resale solely by the use, as a primary energy source, of renewable energy [~~as defined in RSA 374-F:3, V(f)(3)~~], *or a participant-funded electric transmission line designed primarily to transmit renewable electric energy of a design rating in excess of 200 kilovolts that is in excess of 100 miles in length*, including the land, all rights, easements, and other interests thereto, and all dams, buildings, structures, and other improvements situated thereon which are necessary or incidental to the production *or transmission* of power at the facility.

2 Effective Date. This act shall take effect 60 days after its passage.

We have our work cut out for us. Here are the members of the Senate Committee. Start calling and writing now. See General Court, Senate members, Standing Committees

### ENERGY AND NATURAL RESOURCES

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