

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

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ONE HUNDRED AND NINTH LEGISLATURE

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**Legislative Document**

**No. 487**

H. P. 380

House of Representatives, February 9, 1979

Referred to the Committee on Public Utilities. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Davies of Orono.

Cosponsors: Mr. Wyman of Pittsfield, Mr. Fillmore of Freeport, and Mr. Wood of Sanford.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-NINE

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**AN ACT to Establish Assessments Upon Certain Public Utilities and to Authorize Use of the Funds Generated by Those Assessments to Pay Certain Expenses of the Public Utilities Commission.**

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

35 MRSA § 17 is enacted to read:

§ 17. Assessments upon electrical utilities, gas utilities, telegraph utilities, telephone utilities, water utilities; use of funds generated by assessments

The commission is hereby authorized to make an assessment against each electrical utility, gas utility, telegraph utility, telephone utility and water utility under the jurisdiction and control of the commission, based upon the intrastate gross operating revenue of each utility derived from sales of electric, gas, telegraph, telephone and water service respectively, as shown in the annual report of each utility to the commission. The assessments shall be made at a rate not exceeding 1/20 of 1% as shall be determined and certified annually by the commission as sufficient to produce not more than \$150,000 in revenue; provided that if the commission shall fail to expend in any fiscal year the total amount of \$150,000 for the purposes set forth in this section, any amount unexpended in that

**fiscal year shall be credited against the assessments to be made in the following year, and the assessments in the following year shall be reduced by this unexpended amount. The assessments shall be made by the commission on or before May 1st of each year and shall be paid by each utility on or before July 1st of each year. Assessments under this section shall be considered normal operating costs of the utility for rate setting purposes. The funds produced by the assessments shall be used by the commission, in addition to other funds appropriated, to assist in defraying the general operating expenses of the commission and may be used to compensate commission consultants in rate matters or other matters involving utilities subject to assessment under this section.**

#### STATEMENT OF FACT

This bill would produce \$150,000 in new revenue. The current annual appropriation to the Public Utilities Commission from the General Fund is geared to more tranquil times. The proposed assessment would offset the impact of the proposed budget reduction and would enable the commission to retain consultant assistance in major rate cases.