

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 639

H.P. 469

House of Representatives, February 11, 2003

An Act To Ensure Accurate Electric Rates for the Ski Industry

Reference to the Committee on Utilities and Energy suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative McGLOCKLIN of Embden.
Cosponsored by Senator HATCH of Somerset and
Representatives: LUNDEEN of Mars Hill, MOODY of Manchester, PARADIS of Frenchville,
PINEAU of Jay, RICHARDSON of Greenville, Senator: WOODCOCK of Franklin.

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

4 **Sec. 1. 35-A MRSA §3195, sub-§6**, as amended by PL 1999, c.
6 398, Pt. A, §71 and affected by §§104 and 105, is further amended
8 to read:

10 **6. Rate flexibility.** Notwithstanding sections 307 and 703,
12 the commission, in an adjudicatory proceeding, may authorize a
14 transmission and distribution utility to implement a program
16 under which:

18 A. The utility may change its schedule of rates with limited
20 notice to the commission; and

22 B. The utility may enter into contracts for the sale of
24 transmission and distribution services and related
26 management services with limited or no prior express
28 approval by the commission.

30 The commission shall render its decision in any adjudicatory
32 proceeding held for the purposes of authorizing a utility to
34 implement a program consistent with this subsection within 9
36 months of the initiation of the proceeding. In the adjudicatory
38 proceeding, the commission shall establish the terms and
40 conditions under which a program is authorized under this
42 subsection. The authority granted to the commission under this
44 subsection is in addition to the authority of the commission
46 granted under other provisions of this Title and nothing in this
48 subsection may be construed to limit the authority of the
commission under any other provision of this Title.

Notwithstanding any other provision of law, no later than October
15, 2003 the commission shall determine one or more rates for
each class of customers served by the utility for each
transmission and distribution utility's service to ski lift and
snowmaking operations that accurately reflect the utility's cost
of service, including proper recognition of costs imposed due to
the monthly and annual peaks of the number of customers served by
the utility.

42 **SUMMARY**

44 This bill requires the Public Utilities Commission to
46 establish rates for transmission and distribution utility service
48 to ski areas in the State for lift operation and snowmaking that
accurately reflect the winter and summer peaks in use of
transmission and distribution utilities.