

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
101st LEGISLATURE

Committee Amendment "A" to H.P. 611, L.D. 846, Bill, "An Act
Relating to Transportation to Islands in Casco Bay."

Amend said Bill in that part designated "Sec. 10" of section 1 by striking out all of the 4th underlined sentence of the first paragraph and inserting in place thereof the following underlined sentence: 'All authorized carriers shall maintain safe and adequate service to the islands of Casco Bay under rules and regulations promulgated by the Public Utilities Commission as to rates, schedules and safety.'

Further amend said Bill by inserting after the underlined word "count" in the 4th line of the second paragraph of that part designated "Sec. 10" of section 1 the following underlined punctuation and words: 'except that carriers of petroleum fuels in bulk may include as part of the bulk shipment, allied lubricants in cans or containers'

Further amend said Bill in that part designated "Sec. 10" of section 1 by adding before the last paragraph the following underlined paragraphs:

'Such rules and regulations as to schedules shall take into consideration the daily service needs of the inhabitants of the islands of Casco Bay.'

The rates of transportation of property established by such rules and regulations shall be comparable to rates established for the comparable services of other authorized water carriers in the State.'

In the case of any medical emergency, transportation may be obtained from a person, firm, corporation or transportation company other than one which has been issued a permit under this section.'

Subject to the provisions of this section, a temporary permit may be issued by the Public Utilities Commission to other persons, firms, corporations or transportation companies to better serve the needs of the residents of the islands of Casco Bay.'

Any vessel authorized to be used under this section shall be examined at least once each year by the Public Utilities Commission or its authorized agent.'

Upon the effective date of this act, a certificate of public convenience and necessity shall issue to any duly authorized carrier for rights covering any and all services which said carrier was presently required to perform on the day preceding the effective date of this act.'

(OVER)

(Filing No. H-216)

Further amend said Bill by striking out all of that part designated "Sec. 12" of section 2 and inserting in place thereof the following:

" 'Sec. 12. Injunction. In addition to any other remedy set forth in this chapter for the enforcement of this chapter or any rule, regulation, order or decision of the Public Utilities Commission issued with relation to the operations of any transportation company within Casco Bay covered by this chapter, the Superior Court shall have jurisdiction upon complaint filed by the Public Utilities Commission to restrain or enjoin any person, firm, corporation or other transportation company from committing any act prohibited by this chapter or prohibited by any rule, regulation, order or decision of the Public Utilities Commission with relation to the operation of transportation facilities in Casco Bay. It is the intention of the Legislature that the Public Utilities Commission may seek the injunction set forth in this section without first resorting to any other form of administrative proceedings or procedure as a condition precedent to the granting of said injunction.' "

Reported by 5 Members of the Committee on Public Utilities. (Report A)

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