

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 1654

S. P. 523

In Senate, March 29, 1973

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

HARRY N. STARBRANCH, Secretary

Presented by Senator Berry of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Grant Comex, Inc. Certain Rights within the State of Maine.

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

Sec. 1. Comex, Inc., certain rights within the State of Maine. Comex, Inc., a corporation duly established under the laws of the State of New Hampshire, is hereby authorized to apply for authority to do business in the State of Maine pursuant to the Revised Statutes, Title 13-A, section 1202, notwithstanding the fact that its principal business purpose is the operation of a marine radio-telephone service and mobile radio-telephone service which may subject it to the jurisdiction of the Public Utilities Commission, pursuant to the Revised Statutes, Title 35.

Sec. 2. Authorized to petition as a foreign corporation. Said Comex, Inc. is authorized to petition as a foreign corporation the Public Utilities Commission pursuant to the Revised Statutes, Title 35, section 2301.

Sec. 3. Not exempt from laws already existing. Nothing in this Act shall be construed to exempt said Comex, Inc. from any laws already existing or which may hereafter be passed, regulating, amending, restricting or repealing the rights or privileges of marine radio-telephone companies or mobile radio-telephone companies. Nothing in this Act shall be construed to affect the jurisdiction of the Public Utilities Commission over the present or future operations of Comex, Inc.

STATEMENT OF FACT

Comex, Inc. is a New Hampshire corporation which operates a marine radio-telephone station and a mobile radio-telephone station in the Ports-

mouth-Kittery area and in southern York County. The principal portion of its business is in New Hampshire. Because of the uniqueness of its operation and location, it does business in the southern portion of York County. There is a possibility that all or some portion of this operation is subject to the jurisdiction of the Public Utilities Commission. Under the general laws, only a Maine corporation can operate as a public utility in the State unless it receives special permission from the Legislature to operate as a foreign corporation. The passage of this Act would enable Comex, Inc. to register to do business in Maine and file an appropriate petition with the Public Utilities Commission to determine whether it is subject to the jurisdiction of the Public Utilities Commission; and if it is subject to the jurisdiction of the Public Utilities Commission, obtain authority from the Public Utilities Commission to operate pursuant to the Revised Statutes, Title 35, section 2301.