

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to S.P. 379, L.D. 1230, Bill,
"AN ACT Clarifying the Right to Appeal from Final Decisions
of the Public Utilities Commission."

Amend said Bill by striking out everything after the
enacting clause and inserting in place thereof the following:

'Sec. 1. 35 MRSA §299 is amended by adding at the end
the following new sentence:

Either the examiner or the commissioner, who is the presiding
officer at said hearing, shall at the outset of said hearing
inform the public as to the steps necessary to preserve their
right to appeal the final order or decision of the commission
to the Supreme Judicial Court under the provisions of sections
303 and 305.

Sec. 2. 35 MRSA §303, as last amended by PL 1965, c. 91,
§4, is further amended by adding after the first sentence a
new sentence to read:

Any person, who has opposed or participated in opposition to
applications, petitions or commission proceedings upon which
a public hearing was held and who is adversely affected by
the final decision of the commission, is deemed a party for
purposes of taking an appeal from such decision.'

Statement of Fact

The purpose of this amendment is to require the presiding
officer of PUC hearings to advise persons, some of whom may

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not be represented by counsel, attending the beginning of all PUC hearings how to perfect a right to appeal the commission's decision if they elect to do so.

Reported by the Committee on Public Utilities.

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May 14, 1975. (Filing No. S-150).