

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-453)
109TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 913, L.D. 1118, Bill, "AN ACT Concerning Setting of Electric Rates by the Public Utilities Commission."

Amend the Bill by inserting at the end before the Statement of Fact the following:

'Sec. 4. 35 MRSA §94, as enacted by PL 1977, c. 521, is amended by adding at the end 2 new paragraphs to read:

On its own initiative or during a rate proceeding, and to the extent that is feasible, the commission shall consider and adopt the federal rate-making standards established in _____ the United States Public Utility Regulatory Policies Act of 1978, Public Law 95-617, Section 111 (d).

If, and to the extent that, the commission should decide not to adopt any of the federal standards _____ >referred in this section, to/it shall set forth fully and adequately the facts and the rationale supporting the rejection of the standards.'

Statement of Fact

The Federal Public Utility Regulatory Policies Act of 1978 (PURPA) establishes certain federal rate-making standards for electric utilities and requires their adoption, to the extent consistent with state law and otherwise appropriate, within 2 years of November 9, 1978, the date of enactment of the PURPA. Most

of these federal standards are referred to, either explicitly or implicitly, in Title 35, section 93 and are therefore reflective of existing state policy. There is need for clarification of the law to make certain that the commission understands its existing state policy. There is ^{also} need for clarification of the law to make certain that the commission understands its mandate for rate-making reform in these respects. This amendment would accomplish that purpose.

Reported by the Committee on Public Utilities
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