

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-410)
109TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1149, L.D. 1416, Bill
"AN ACT to Clarify the Authority of the Public Utilities
Commission in the Enforcement of Rebate Orders."

Amend the Bill by striking out everything after the enact-
ing clause and inserting in its place the following:

'35 MRSA §313, 2nd sentence, as repealed and replaced by
PL 1977, c. 411, is amended to read:

The commission shall have all implied and inherent powers pur-
suant to chapters 1 to 17 which are necessary and proper to
faithfully execute its express powers and functions specified
in chapters 1 to 17, including the power to order reparation or
adjustment when it finds that an amount charged to or collected
from a customer was not in accordance with the filed rate
applicable to him or was based upon error.'

Statement of Fact

This amendment to the bill changes the section of the
Public Utilities law that more properly is concerned with the
rebate of erroneous customers charges. This amendment also
specifies the charges that may be rebated by the commission.
Overcharges resulting from rates not in accordance with a
utility's filed rates or from rates based upon error may be
rebated by the commission. The PUC presently does not have

this authority. The commission indicates that overcharges are a significant problem in Maine, and the authority provided by this amendment will help reduce the problem.

Reported by the Majority of the Committee on Public Utilities
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5/14/79 (Filing No. H-410)