

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 1812

6
7 H.P. 1387

House of Representatives, January 3, 1984

8 Approved for introduction by the Legislative Council pursuant to Joint
9 Rule 26.

10 Reference to the Committee on State Government is suggested. Ordered
printed and sent up for concurrence.

EDWIN H. PERT, Clerk

11 Presented by Representative Vose of Eastport.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FOUR
16

17 AN ACT to Ensure Timely Consideration of
18 Requests for Rulemaking.
19

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

22 35 MRSA §308 is amended by adding at the end a
23 new paragraph to read:

24 In the event that the commission initiates rule-
25 making proceedings pursuant to Title 5, section 8055,
26 subsection 3, following receipt from any person of a
27 petition for the adoption or modification of any
28 rule, the commission shall, within 180 days of re-
29 ceipt of the petition, conclude the rule-making pro-
30 ceeding by entering an order adopting, rejecting or
31 modifying the rule or modification sought by the pe-
32 tion and stating the commission's reasons.

STATEMENT OF FACT

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Under present law, the commission shall respond to petitions for rulemaking within 60 days, either by denying the petition or by initiating appropriate rule-making proceedings. If the commission decides to initiate rule-making proceedings, no time limits apply. This bill requires the Public Utilities Commission to complete within a reasonable time rule-making proceedings initiated as a consequence of a petition to the commission.

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