MAINE STATE LEGISLATURE

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| SECOND REGULAR SESSION |
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| ONE HUNDRED AND ELEVENTH LEGISLATURE |
| Legislative Document No. 1813 |
| H.P. 1388 House of Representatives, January 3, 1984 Approved for introduction by the Legislative Council pursuant to Joint Rule 26. Reference to the Committee on Public Utilities is suggested. Ordered printed and sent up for concurrence. EDWIN H. PERT, Clerk |
| Presented by Representative Vose of Eastport. |
| STATE OF MAINE |
| IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-FOUR |
| AN ACT to Ensure Timely Implementation of Revised Tariffs. |
| Be it enacted by the People of the State of Maine as follows: |
| Sec. 1. 35 MRSA §69, as amended by 1981, c. 694, §1, is further amended by adding at the end a new paragraph to read: |
| In the event that the commission suspends a schedule of rates filed with it under section 64 and, at the conclusion of its investigation of that schedule, the commission finds that schedule to be unjust and unreasonable, or otherwise unlawful, the commission shall fix and order substituted a schedule of rates that is just and reasonable, and the commission shall place in effect the substituted schedule of rates no later than 30 days following its order find- |

ing the schedule of rates, filed under section 64, to
be unjust and unreasonable or otherwise unlawful.

Sec. 2. 35 MRSA §303, as amended by 1975, c. 392, §2, is further amended by adding at the end a new paragraph to read:

In the event that the Law Court reviews, under this section or under section 305, an order of the commission relating to the rates, tolls or charges of a public utility, and the Law Court finds that the commission erred, in any respect, with the consequence that the rates, tolls or charges ordered by the commission are insufficient, inadequate or otherwise unreasonable, the commission shall, within 30 days of the date of the Law Court's opinion or order so finding, place in effect rates, tolls and charges that are just and reasonable, in conformance with the opinion or order of the Law Court.

18 STATEMENT OF FACT

Under present law, no time limit applies to the implementation of "compliance tariffs" following the conclusion of a rate proceeding before the commission or the remand of a rate case that has been appealed. This bill would impose a reasonable time limit for the implementation of compliance tariffs filed following the conclusion of a rate proceeding or the remand of a rate appeal.

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