

# MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 1852

6  
7 S.P. 729

In Senate, January 15, 1986

8 Submitted by the Public Utilities Commission pursuant to Joint Rule 24.  
9 Referred to the Committee on Utilities and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Andrews of Cumberland.

10 Cosponsored by Representative McHenry of Madawaska, Representative  
Clark of Millinocket and Representative Richard of Madison.

11  
12 STATE OF MAINE  
13

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

17 AN ACT Concerning Filing Fees to the Public  
18 Utilities Commission.  
19

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

22 Sec. 1. 35 MRSA §104, sub-§6 is enacted to read:

23 6. Filing fee. Within 30 days after the applica-  
24 tion for approval of a reorganization is filed pursu-  
25 ant to subsection 3-A, the commission may order the  
26 applicant to pay a filing fee not to exceed \$50,000,  
27 if the commission determines that the application may  
28 involve issues which will necessitate significant ad-  
29 ditional costs to the commission. The applicant may  
30 request the commission to waive all or a portion of  
31 the filing fee. The commission shall rule on the re-  
32 quest for waiver within 30 days. Notwithstanding any  
33 other provision of law, filing fees paid as required  
34 in this subsection shall be segregated, apportioned  
35 and expended by the commission for the purposes of  
36 processing the application. Any portion of the fil-

1 ing fee that is received from an applicant and is not  
2 expended by the commission to process the application  
3 shall be returned to the applicant.

4       Sec. 2. 35 MRSa §2326, as amended by PL 1983, c.  
5 822, §3, is further amended by adding at the end a  
6 new paragraph to read:

7       The petitioner or petitioners requesting commis-  
8 sion intercession shall pay to the commission an  
9 amount equal to \$1,000 per megawatt of capacity of  
10 the facility in issue. The petitioner or petitioners  
11 may request the commission to waive all or part of  
12 the filing fee. Notwithstanding any other provision  
13 of law, filing fees paid as required in this para-  
14 graph shall be segregated, apportioned and expended  
15 by the commission for the purposes of this section.  
16 Any portion of the filing fee that is received from  
17 any petitioner or petitioners and is not expended by  
18 the commission to process the request for  
19 intercession shall be returned to the petitioner or  
20 petitioners.

21                               STATEMENT OF FACT

22       This bill authorizes the Public Utilities Commis-  
23 sion to collect a filing fee in certain cases which  
24 are likely to place unusual or unanticipated burdens  
25 on the commission's budget. The recent enactment of  
26 the reorganization and the cogeneration and small  
27 power production legislation have resulted in new ar-  
28 eas of responsibility which may require a substantial  
29 committment of commission resources. The purpose of  
30 this bill is to require the person invoking the com-  
31 mission's attention to the matter to assist in off-  
32 setting the additional cost to the commission.

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