

MAINE STATE LEGISLATURE

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L.D. 309
(Filing No. S- 78)

STATE OF MAINE
SENATE
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A " to S.P. 161, L.D. 309, Bill, "An Act to Make Changes to the Public Utilities Commission Laws"

Amend the bill by striking out all of section 1 of the bill and inserting in its place the following:

'Sec. 1. 35-A MRSA §117, sub-§1, as enacted by PL 1987, c. 141, Pt. A, §6, is amended to read:

1. Filing fees expense; reimbursements and payment for services. All money collected by the commission in the form of filing fees, expense reimbursements ordered by the commission or payment for services, ~~--such-as-reproduction-and-distribution-of copies-of-commission-decisions-and-photocopying-or-for-the-use-of facilities,~~ shall be deposited with the Treasurer of State in an account to be known as the Public Utilities Commission Reimbursement Fund. Services for which the commission receives payment include the reproduction and distribution of copies of commission decisions, agenda and dockets, photocopying and the use of facilities. This account is a continuous carrying account, with appropriate subaccounts, for reimbursement of commission expenses incurred in processing the associated matters or providing the associated services or facilities which generated the filing fee, ~~payment-or~~ expense reimbursement ~~and-se~~ or payment. So much of the filing fee, ~~payment-or~~ expense reimbursement or payment as may be required by the commission is allocated for these purposes and for the refund of the unexpended portion of the filing fee.'

Further amend the bill in section 2, in subsection 3, in paragraph B, in the 11th line (page 2, line 2 in L.D.) by inserting after the word "void" the following:

'as it applies to utility operations within the State'

COMMITTEE AMENDMENT "A " to S.P. 161, L.D. 309

1 Further amend the bill in section 2, in subsection 3, in
2 paragraph B, in the 13th line (page 2, line 4 in L.D.) by
3 inserting after the word "void" the following:

5 'as it applies to utility operations within the State'

7 Further amend the bill in section 2, in subsection 3, by
8 striking out all of paragraph E (page 2, lines 21 through 25 in
9 L.D.) and inserting in its place the following:

11 'E. By rule or by order, after notice and hearing, the
12 commission may make this section applicable to contracts or
13 arrangements between affiliated interests of a public
14 utility, even though the public utility is not a party to
15 the contracts or arrangements, in cases where the purpose of
16 the contracts or arrangements is to furnish the services or
17 goods to be used by the public utility in the course of its
18 operations in the State, as described in this subsection.'

19 Further amend the bill in section 2, in subsection 3, by
20 inserting after paragraph E the following:

23 'F. In addition to the exemptions permitted by paragraph C
24 and subsection 4, the commission for good cause may, by rule
25 or by order, exempt classes of contracts or arrangements or
26 a utility or group of utilities from filing or obtaining
27 commission approval of a contract or arrangement with an
28 affiliated interest or between affiliated interests prior to
29 the entry into the contract or arrangement by the utility,
30 provided that no such exemption may exceed 60 days and that
31 the commission shall thereafter approve or disapprove the
32 contract pursuant to this subsection.'

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STATEMENT OF FACT

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38 The amendment to section 1 of the bill clarifies the
39 language by dividing one long sentence into 3 short ones. The
40 amendment to section 2 of the bill clarifies what types of
41 transactions fall under the jurisdiction of the Public Utilities
42 Commission. These are primarily contracts or arrangements to
43 furnish goods or services used in the course of a utility's
operation in Maine.

Reported by Senator Bost for the Committee on Utilities.
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