

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
FIRST REGULAR SESSION

13 COMMITTEE AMENDMENT "A" to H.P. 568, L.D. 772, Bill, "An
15 Act to Provide a Penalty on Delinquent Public Utilities"

17 Amend the bill by striking out everything after the enacting
19 clause and before the statement of fact and inserting in its
21 place the following:

'35-A MRSA §1510 is enacted to read:

23 §1510. Penalty for failure to file

25 1. Penalty. The commission may, after written notice,
27 require a public utility which fails to file a report with the
29 commission as required by this Title or fails to file for and
31 secure approval or authorization of the commission before taking
33 action as required by this Title to pay to the commission the sum
of \$100 for each 30-day period, or portion of that period, that
the public utility is delinquent after the mailing of the written
notice. The penalty shall be paid at the time the utility files
its report or files for approval or authorization. In no case
may the penalty under this section exceed \$1,000.

35 2. Disposition of penalties. Penalties collected by the
37 commission under this section shall be deposited in the Public
Utilities Commission Reimbursement Fund under section 117.'

39
41 STATEMENT OF FACT

43 The amendment gives the Public Utilities Commission
45 authority to impose a \$100 fine on utilities which are delinquent
47 in meeting statutory filing deadlines. It changes the original
49 structure of the bill which required the commission to assess the
fine, but also authorized the commission to excuse a utility from
paying the fine for reasons of "excusable neglect." The new
language does not require the commission to assess fines, but
gives them the discretionary authority to do so.

Reported by the Committee on Utilities.
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