MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1086

H.P. 774

House of Representatives, April 10, 1989

Reference to the Committee on Utilities suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative RICHARD of Madison. Cosponsored by Representative PAUL of Sanford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-NINE

An Act Concerning the Regulatory Treatment of Consumer-owned Electric Utilities.

(EMERGENCY)



1	become effective until 90 days after adjournment unless enacted
3	as emergencies; and
5	Whereas, unless this legislation is enacted as an emergency
7	measure, the law relating to consumer-owned electric utilities will be repealed on June 30, 1989, which will be prior to the
9	expiration of the 90-day period; and
	Whereas, in the judgment of the Legislature, these facts
11	create an emergency within the meaning of the Constitution of
13	Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and
1.5	safety; now, therefore,
15	2020-17 2011, 320020207
	Be it enacted by the People of the State of Maine as follows:
17	C 4 0F 1 BEDG1 00F04
1.0	Sec. 1. 35-A MRSA §3504, as enacted by PL 1987, c. 141, Pt.
19	A, $\S 6$, is repealed and the following enacted in its place:
21	§3504. Treatment of consumer-owned electric utilities
23	1. Utility exempted. Upon request of a consumer-owned
	electric utility of not more than 150 customers, the commission
25	may exempt the utility from any of the requirements of any
0.77	commission rules and this Title, with the exception of sections
27	3502 and 3503.
29	2. Rulemaking. The commission shall take into account the
	form of governance of consumer-owned electric utilities when
31	promulgating rules and shall state in any notice of proposed
	rulemaking relating to those utilities what consideration has
33	been given to the ability of the utilities to regulate matters
	covered under their own authority, and in promulgating rules
35	shall not impose unreasonable requirements on consumer-owned
37	electric utilities.
31	Sec. 2. 35-A MRSA §3505, as amended by PL 1987, c. 571, is
39	repealed.
	•
41	Emergency clause. In view of the emergency cited in the
	preamble, this Act shall take effect when approved.
43	
45	
45	STATEMENT OF FACT
47	DIMEDIAL OF FUCT
	This bill provides for Public Utilities Commission
49	consideration of the ability of the elected boards of
	consumer-owned electric utilities to deal with certain matters

under their own authority. The bill also repeals the provision which would sunset the law of consumer-owned electric utilities.