

MAINE STATE LEGISLATURE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 132, L.D. 192, Bill, "An Act Dealing with the Public Utilities Commission's Involvement in Contract Settlements"

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting in its place the following:

'Sec. 1. 35-A MRSA §7304, as enacted by PL 1989, c. 444, is repealed and the following enacted in its place:

§7304. Prohibition against ordering competitive bidding

The commission may not issue any order or adopt any rule that requires a local exchange carrier to consider competitive bids on, or requires notice to potential bidders of, the construction of any interexchange facility. Nothing in this section limits the ability of the commission to establish reasonable rates for customers.

Sec. 2. Effect of Maine Revised Statutes, Title 35-A, section 7304 on existing commission rules. Any rule or portion of a rule, such as section 6(C) of Chapter 280 of the Public Utilities Commission's Rules, that conflicts with the Maine Revised Statutes, Title 35-A, section 7304 is superseded by Title 35-A, section 7304. The fact that section 6(C) of Chapter 280 is superseded by Title 35-A, section 7304 does not affect any other portion of Chapter 280.'

STATEMENT OF FACT

This amendment strikes the language of the original bill and replaces it with language that prohibits the Public Utilities

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COMMITTEE AMENDMENT "A" to H.P. 132, L.D. 192

2 Commission from requiring a local exchange carrier to consider
competitive bids on the construction of interexchange
4 facilities. The amendment also clarifies that this prohibition
would apply to section 6(C) of Chapter 280 of the Public
Utilities Commission's Rules.

Reported by the Committee on Utilities
Reproduced and distributed under the direction of the Clerk of the
House
3/28/91 (Filing No. H-57)