



118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1294

S.P. 399

100

In Senate, March 4, 1997

An Act to Clarify the Jurisdiction of the Public Utilities Commission over Telecommunication Utilities' Special Rate Contracts.

Submitted by the Public Utilities Commission pursuant to Joint Rule 204. Reference to the Committee on Utilities and Energy suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator CAREY of Kennebec. Cosponsored by Representative JONES of Bar Harbor and Representative: TAYLOR of Cumberland.

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

Sec. 1. 35-A MRSA §9102, as enacted by PL 1993, c. 638, §2, 4 is amended to read:

6

2

§9102. Adoption of alternative form of regulation

The commission may adopt, after public hearings and other 8 processes the commission determines appropriate, an alternative 10 form of regulation for any telephone utility in the State. Thealternative form of regulation must conform to the requirements 12 of chapters 71, 73, 75, 87 and 89, but need not conform with chapter 3 to the extent that the provisions of chapter 3 require 14 the use of rate-base, rate-of-return or any other specific form of regulation of the rates of a telephone utility or to the extent that the provisions of chapter 3 give any party, including 16 the telephone utility, the right to petition to change rates for telecommunications services. In addition, the alternative form 18 of regulation need not conform with section 703, subsection 3-A. 20 This chapter may not be construed to limit the authority of the commission under section 1322.

- 22
- 24

SUMMARY

26 The Maine Revised Statutes, Title 35-A, section 9102 permits the Public Utilities Commission to modify those provisions of the 28 Title 35-A, chapter 3 that govern establishment and modification of telephone utilities' rate schedules. Telephone 30 utilities also establish rates by contracts with customers. This bill grants the Public Utilities Commission similar authority to 32 modify the requirements regarding approval of those contracts.

Page 1-LR0668(1)