

MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

HOUSE NO. 36

In House of Representatives, Jan. 28, 1915.

Ordered, That five hundred copies be printed and that the same be referred to the Committee on Telegraphs and Telephones.

Committee on Reference.

Presented by Mr. Hanson of Sanford.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIFTEEN

AN ACT amendatory of Sections 27 and 28 of Chapter 129 of the Public Laws of 1913, relating to corporations for the operation of telegraphs or telephones, and other public utilities.

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

Section 1. Section 27 of chapter 129 of the public laws 2 of 1913 is hereby amended by inserting, after the word 3 "association," in the twelfth line thereof, the words 'except 4 a corporation organized for the operation of telegraphs or 5 telephones,' and by adding after the word "service" in the 6 sixteenth line, the words 'provided, however, that any cor-

7 poration organized as provided in this section may sell and
8 distribute electricity to any other corporation authorized to
9 make, generate, sell, distribute and supply electricity, and
10 any corporation to which electricity is sold as herein pro-
11 vided, may sell, distribute and supply such electricity to any
12 locality not reached by the service of any existing corpora-
13 tion, whether such locality be in the same city or town, or
14 elsewhere. Any corporation so organized shall have author-
15 ity to extend its lines to connect with the feed lines of a
16 corporation generating and selling electricity, and such cor-
17 poration shall be obliged to furnish electricity, if requested,
18 to the extent of its reasonable capacity and at reasonable
19 rates,' so that said section, as amended, shall read as follows :

21 'Sect. 27. Section one of chapter fifty-five of the revised
22 statutes is hereby amended so as to read as follows :

23 'Section 1. Corporations for the operation of telegraphs or
24 telephones, and corporations for the operation of both tele-
25 graphs and telephones, and corporations for the purpose of
26 making, generating, selling, distributing and supplying gas or
27 electricity or both for lighting, heating, manufacturing or me-
28 chanical purposes, in any city or town, or two or more adjoin-
29 ing cities or towns within the state, or for either or any of
30 such purposes, may be organized under the provisions of sec-
31 tions five to ten inclusive of chapter forty-seven, but no cor-
32 poration so organized, person or association, except a corpo-
33 ration organized for the operation of telegraphs or telephones,
shall have authority, without the consent of said public utili-

34 ties commission to furnish its service in or to any city or town
35 in or to which another corporation, person or association is
36 furnishing or is authorized to furnish a similar service, pro-
37 vided, however, that any corporation organized as provided in
38 this section may sell and distribute electricity to any other
39 corporation authorized to make, generate, sell, distribute and
40 supply electricity, and any corporation to which electricity is
41 sold, as herein provided, may sell, distribute and supply such
42 electricity to any locality not reached by the service of any
43 existing corporation, whether such locality be in the same
44 city or town, or elsewhere. Any corporation so organized
45 shall have authority to extend its lines to connect with the
46 feed lines of a corporation generating and selling electricity,
47 and such corporation shall be obliged to furnish electricity,
48 if requested, to the extent of its reasonable capacity, and
49 at reasonable rates.'

Sect. 2. Section 28 of said chapter 129 is hereby amended
2 by adding after the word "utility," in the eighth line there-
3 of, the words 'provided, however, that such consent shall
4 not be required for a corporation purchasing electricity to
5 be sold, distributed or supplied in any town or city from
6 a corporation, person or association which is authorized to
7 furnish electricity therein, if said corporation shall not be
8 already furnishing electricity in the locality covered by the
9 purchasing corporation, and shall refuse, on written request
10 of not less than twenty inhabitants of the locality, to extend

11 its lines and supply such locality,' so that said section, as
12 amended, shall read as follows :

'Sect. 28. No such consent and no license, permit or fran-
14 chise shall be granted to any person, association or corpo-
15 ration to operate, manage or control any public utility of
16 the kind named in section twenty-seven in any city or town
17 where there is in operation a public utility engaged in simi-
18 lar service or authorized therefor until said commission has
19 made a declaration after a public hearing of all parties in-
20 terested that public convenience and necessity require such
21 second public utility, provided, however, that such consent
22 shall not be required for a corporation purchasing electricity
23 to be sold, distributed or supplied in any town or city from
24 a corporation, person or association which is authorized to
25 furnish electricity therein, if said corporation shall not be
26 already furnishing electricity in the locality covered by the
27 purchasing corporation, and shall refuse, on written request
28 of not less than twenty inhabitants of the locality, to extend
29 its lines and supply such locality.'