

MAINE STATE LEGISLATURE

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EIGHTY-THIRD LEGISLATURE

Senate Document

No. 6

S. P. II

In Senate, Jan. 19, 1927.

Tabled by Senator Granville of York, pending printing and reference to a committee; 1000 copies ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Carter of Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-SEVEN

AN ACT to Amend the Charters of All Corporations Making,
Generating, Selling, Distributing and Supplying Electricity.

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

Section 1. Each and every act of the legislature passed
2 since March seventeen, eighteen hundred thirty-one, incor-
3 porating any corporation for the purpose of making, gen-
4 erating, selling, distributing and supplying electricity is
5 hereby amended and altered, and the express condition of
6 limitation, that each and every such corporation so incor-
7 porated is expressly limited in its corporate powers as to
8 the transmission of electricity to an area entirely within the
9 boundaries of the state of Maine, is hereby enacted and

10 made a part, limitation and condition of each and every
11 such act, and each and every provision of each and every
12 act of the legislature inconsistent herewith is hereby re-
13 pealed, and that each and every corporation hereafter incor-
14 porated, for the above purposes shall be subject to the same
15 conditions of limitation and restrictions as hereinbefore set
16 forth, except however that each and every such corporation
17 generating hydro-electricity on any river, stream or other
18 water which said waters constitute any part of the boundary
19 between the state of Maine and any other state or nation
20 shall have the right to transmit so much of the hydro-elec-
21 tricity generated at any station or power plant on such
22 boundary waters to the state or nation immediately abut-
23 ting such boundary waters as shall be allocated to such
24 abutting state or nation by the public utilities commission
25 of the state of Maine and no more. Jurisdiction is hereby
26 conferred upon the public utilities commission of the state
27 of Maine to allocate fairly and justly all hydro-electricity
28 generated by Maine corporations on and by the use of any
29 waters which are boundaries between the state of Maine
30 and the abutting state or nation as above set forth, subject
31 to the jurisdiction of the joint international commission of
32 the United States of America and the Dominion of Canada.

Sect. 2. The corporate powers of all corporations organ-
2 ized under the general laws of the state of Maine for the
3 purposes set forth in section one of this act are hereby
4 amended and altered by the same conditions of limitation

5 and restriction as set forth in section one of this act and
6 that each and every corporation hereinafter incorporated
7 under the general laws of the state of Maine for the pur-
8 poses above set forth shall be subject to the same conditions
9 of limitation and restriction as hereinbefore set forth.

Sect. 3. Any company transmitting any electricity any
2 part of which is generated by the use of water power in
3 violation of section one of this act shall forfeit its franchise
4 to the state of Maine in quo warranto proceedings made
5 upon petition or information, brought in the name of the
6 governor of the state of Maine, the attorney general or
7 secretary of state, or either of them, returnable to the su-
8 preme judicial court sitting in equity, in term time or vaca-
9 tion and said court shall and hereby is vested with full and
10 complete jurisdiction of the subject matter contained therein.

Sect. 4. The preceding three sections of this act shall not
2 apply to the corporation created by the legislature by its
3 act, chapter one hundred eleven, of the private and special
4 laws of Maine for nineteen hundred twenty-five, which said
5 act is entitled "An Act to Incorporate Dexter P. Cooper,
6 Incorporated, for the Purpose of Developing and Utilizing
7 the Power of the Tides in the Bay of Fundy and Waters
8 Adjacent Thereto."