

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 2016 to August 2, 2017

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PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2017

\$50 examination application fee required for a first-time applicant.

See title page for effective date.

CHAPTER 73

H.P. 534 - L.D. 754

An Act To Repeal or Clean Up Outdated Telecommunications Statutes

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

Sec. 1. 35-A MRSA §303, as amended by PL 1987, c. 613, §2, is further amended to read:

§303. Valuation of property for fixing rates

In determining just and reasonable rates, tolls and charges, the commission shall fix a reasonable value upon all the property of a public utility and upon an electric plant to the extent paid for by the utility on the premises of any of its customers, ~~which that~~ is used or required to be used in its service to the public within the State and a fair return on that property. In fixing a reasonable value, the commission shall give due consideration to evidence of the cost of the property when first devoted to public use and the prudent acquisition cost to the utility, less depreciation on each, and any other material and relevant factors or evidence, but the other factors ~~shall~~ may not include current value. In making a valuation, the commission may consult reports, records or other information available to it in the office of any state office or board.

This section does not apply to a price cap ILEC as defined in section 7102, subsection 6-A.

Sec. 2. 35-A MRSA §7101-B, sub-§2, as repealed and replaced by PL 2003, c. 101, §1, is repealed.

Sec. 3. 35-A MRSA §7101-B, sub-§3, as enacted by PL 1997, c. 259, §1, is repealed.

Sec. 4. 35-A MRSA §7101-B, sub-§4 is enacted to read:

4. Access rates. The commission shall ensure that intrastate access rates are just and reasonable and consistent with federal law. The commission may adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 5. 35-A MRSA §7303, as enacted by PL 1987, c. 141, Pt. A, §6, is repealed.

Sec. 6. 35-A MRSA §7304, as repealed and replaced by PL 1991, c. 54, §1 and affected by §2, is repealed.

Sec. 7. 35-A MRSA §7306, as enacted by PL 1991, c. 318, §1, is repealed.

Sec. 8. 35-A MRSA §7307, as amended by PL 2007, c. 478, §2, is repealed.

Sec. 9. 35-A MRSA §7308, as enacted by PL 2007, c. 511, §1, is repealed.

Sec. 10. 35-A MRSA §7501-B, as enacted by PL 2011, c. 623, Pt. A, §21, is amended to read:

§7501-B. Directories

A telephone utility is not required to publish a hard-copy telephone directory. ~~A~~ If a provider of provider of last resort service discontinues publishing a hard-copy directory, it shall annually offer its provider of last resort service customers the option to receive a telephone directory in an electronic format or in the form of a printout of the electronic database showing the names, addresses and telephone numbers of persons and businesses, other than of those who have requested unlisted numbers. The service provider shall annually provide notice to each of its provider of last resort service customers of this option.

See title page for effective date.

CHAPTER 74

S.P. 248 - L.D. 803

An Act To Improve Transparency in the Electricity Supply Market

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

Sec. 1. 35-A MRSA §3203, sub-§§4-B and 4-C are enacted to read:

4-B. Residential consumer protections. As a condition of licensing, a competitive electricity provider that provides or proposes to provide generation service to a residential consumer:

A. Shall disclose, before entering into an agreement to provide service to a residential consumer, to the residential consumer where the residential consumer can obtain information with which to compare the service provided by the competitive electricity provider and the standard-offer service;

B. May not renew a contract for generation service without providing a residential consumer with notice of renewal in advance by mail;

C. May not renew a contract for generation service at a fixed rate that is 20% or more above the contract rate in the expiring contract without the express consent of the residential consumer;

D. May not renew a contract for generation service for a term that is longer than the term of the