1	L.D. 754
2	Date: (Filing No. H-)
3	ENERGY, UTILITIES AND TECHNOLOGY
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	128TH LEGISLATURE
8	FIRST REGULAR SESSION
9 10	COMMITTEE AMENDMENT "" to H.P. 534, L.D. 754, Bill, "An Act To Repeal or Clean Up Outdated Telecommunications Statutes"
11 12	Amend the bill by inserting after the enacting clause and before section 1 the following:
13 14	'Sec. 1. 35-A MRSA §303, as amended by PL 1987, c. 613, §2, is further amended to read:
15	§303. Valuation of property for fixing rates
16 17 18 19 20 21 22 23 24 25	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.
26 27	This section does not apply to a price cap ILEC as defined in section 7102, subsection 6-A.'
28	Amend the bill by striking out all of section 3 and inserting the following:
29	'Sec. 3. 35-A MRSA §7101-B, sub-§4 is enacted to read:
30 31 32 33 34	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.' Amend the bill by inserting after section 5 the following:
51	America die om by inserting after section 5 die fonowing.

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COMMITTEE AMENDMENT

1 'Sec. 6. 35-A MRSA §7306, as enacted by PL 1991, c. 318, §1, is repealed.'

2 Amend the bill by adding after section 7 the following:

3 'Sec. 8. 35-A MRSA §7501-B, as enacted by PL 2011, c. 623, Pt. A, §21, is 4 amended to read:

5 §7501-B. Directories

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6 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, 7 it shall annually offer its provider of last resort service customers the option to receive a 8 telephone directory in an electronic format or in the form of a printout of the electronic 9 database showing the names, addresses and telephone numbers of persons and businesses, 10 11 other than of those who have requested unlisted numbers. The service provider shall 12 annually provide notice to each of its provider of last resort service customers of this option.' 13

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

16 SUMMARY

This amendment retains the provisions of the bill and does the following:

It specifies that the valuation of property for fixing rates does not apply to price
 cap incumbent local exchange carriers, as those rates are set in the Maine Revised
 Statutes, Title 35-A;

- 2. It changes language in the bill as it relates to access rates;
 - 3. It repeals the provision of law related to customer premise wire; and

4. It limits a requirement in current law for provider of last resort service providers
to offer telephone directories in an electronic format or as a printout of an electronic
database to apply only to those provider of last resort service providers that discontinue
publishing a hard-copy directory.

27FISCAL NOTE REQUIRED28(See attached)

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COMMITTEE AMENDMENT