

HOUSE BILL NO. 75

Introduced: 1/3/83

Referred to Committee on Business & Industry: 1/3/83

Hearing: 1/11/83

Died in Committee

House BILL NO. 75

INTRODUCED BY G. Jackson

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE PUBLIC SERVICE COMMISSION TO CHANGE A UTILITY'S RATES IF THE UTILITY'S TOTAL REVENUE IS NOT INCREASED; AMENDING SECTION 69-3-303, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 69-3-303, MCA, is amended to read:

"69-3-303. Notice and hearing on proposed change. (1)

Before it may approve any change increasing the total revenue generated by the rate or rates for utility service in a schedule generally affecting consumers in a utility's service area or before any such change may become effective due to the passage of 9 months, the commission shall publish a notice of the proposed change, conforming to the requirements of 2-4-601 in one or more newspapers published and of general circulation within the area affected by the proposed change. This notice shall announce a hearing on the proposed change and shall inform interested persons how they may petition the commission to become parties to the hearing.

(2) The commission shall proceed to conduct the hearing under the Montana Administrative Procedure Act. The

final decision of the commission in any matter decided after a hearing conducted pursuant to this section shall conform to the requirements of a decision in a contested case under the Montana Administrative Procedure Act.

(3) The consumer counsel may in his discretion petition to become a party to the hearing.

(4) The commission may change a rate or rates for utility service in a schedule generally affecting customers in a utility's service area without complying with subsections (1) through (3) if the total revenue of the utility is not increased."

NEW SECTION. Section 2. Effective date. This act is effective on passage and approval.

-End-

INTRODUCED BILL

118-75