



# HOUSE BILL No. 5865

November 10 1994 Introduced by Reps Tesanovich Anthony Wetters, Rivers Martinez, Freeman Voorhees Schroer and Gagliardi and referred to the Committee on Public Utilities

A bill to amend Act No 3 of the Public Acts of 1939 entitled as amended

An act to provide for the regulation and control of public utilities and other services affected with a public interest within this state to create a public service commission and to prescribe and define its powers and duties to abolish the Michigan public utilities commission and to confer the powers and duties vested by law therein on the public service commission to provide for the continuance transfer and completion of certain matters and proceedings to abolish automatic adjustment clauses to prohibit rate increases without notice and hearing to qualify residential energy conservation programs permitted under state law for certain federal exemption to provide for a restructuring of rates for certain utilities to encourage the utilization of resource recovery facilities to provide for appeals to provide appropriations to declare the effect of this act to prescribe penalties and to repeal all acts contrary to this act

as amended being sections 460 1 to 460 8 of the Michigan Compiled Laws by adding section 6p

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1       Section 1   Act No 3 of the Public Acts of 1939 as  
2 amended being sections 460 1 to 460 8 of the Michigan Compiled  
3 Laws is amended by adding section 6p to read as follows

4       SEC 6P   THE AMOUNTS RECEIVED BY A UTILITY THAT ARE FOUND  
5 TO BE IN EXCESS OF THE REVENUES ALLOWED BY THE COMMISSION SHALL  
6 BE REFUNDED DIRECTLY TO THE AFFECTED RATEPAYERS UNLESS AN ALTER-  
7 NATIVE MEANS OF USING THE AMOUNTS THAT WOULD BENEFIT THE RATEPAY-  
8 ERS IS APPROVED BY THE LEGISLATURE