

Title 35-A, §307-A, Exemption for certain telephone utilities

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§307-A. Exemption for certain telephone utilities

The commission may adopt by rule standards and procedures for granting exemptions from all or specified portions of sections 304 and 307 and for suspending its powers of suspension and investigation under section 310 with respect to a telephone utility, a specified group of telephone utilities or specified services offered by one or a group of telephone utilities. Any determination granting an exemption or suspension pursuant to the rule must be accompanied by a finding that the exemption or suspension will not have a negative impact on competitive markets for the specified services, that the utility or group of utilities does not exercise significant power over pricing in the markets for the specified services and that the determination will not result in unjust or unreasonable rates for any customers in the markets for those services. The commission may limit its determination to specific geographic areas. A utility whose rates or terms and conditions are subject to a determination made pursuant to a rule adopted under this section remains subject to other applicable provisions of this Title and commission rules. [2001, c. 137, §3 (amd).]

For good cause, as defined by the commission by rule, the commission may revoke any determination made pursuant to this section. A revocation may be in whole or in part and may be specific to a single telephone utility or a single utility service. [1997, c. 276, §1 (new); §4 (aff).]

Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A. [1997, c. 276, §1 (new); §4 (aff).]

PL 1997, Ch. 276, §1 (NEW).

PL 1997, Ch. 276, §4 (AFF).

PL 2001, Ch. 137, §3 (AMD).