

2016 -- S 2795

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LC005017  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO PUBLIC UTILITIES AND CARRIERS -- REGULATORY POWERS OF  
ADMINISTRATION

Introduced By: Senator Louis P. DiPalma

Date Introduced: March 23, 2016

Referred To: Senate Environment & Agriculture

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 39-3-2 of the General Laws in Chapter 39-3 entitled "Regulatory  
2 Powers of Administration" is hereby amended to read as follows:

3           **39-3-2. Persons and companies eligible for certificates.** -- (a) No certificate shall be  
4 issued to any person who is not a citizen resident within this state, or to any association, unless all  
5 members of the association are citizens of this state, or to any corporation unless the corporation  
6 has been created by special act of the general assembly upon petition for the same. Notice of the  
7 pendency of the petition shall be given in such manner as the general assembly may by general  
8 law or special act prescribe; provided, however, that the prohibition contained in this section shall  
9 not apply to any corporation lawfully doing business in this state as a public utility prior to March  
10 1, 1926.

11           **(b) No certificate shall be issued to any person, association, corporation or entity and/or**  
12 **its shareholders, members or affiliates, by the division or administrator, if said applicant has had a**  
13 **prior certificate of authority revoked by the division or administrator for disciplinary reasons or**  
14 **for failure to comply with an existing order of the division or administrator.**

15           SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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1           This act would bar any person, association, corporation or other entity or its shareholders,  
2 members or affiliates from being issued a certificate of necessity for selling electricity or gas by  
3 the PUC if a prior certificate has been revoked for disciplinary reasons or failure to comply with  
4 prior existing order(s) of the PUC.

5           This act would take effect upon passage.

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