

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter, on the Commission's own motion,)
to commence a proceeding to adopt rules concerning)
the creation and administration of an uncollectibles)
allowance recovery fund by every electric and gas)
utility subject to its jurisdiction.)
_____)

Case No. U-12734

At the July 11, 2001 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Laura Chappelle, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

On May 15, 2001, the Commission issued an order approving new administrative rules concerning the creation and administration of an uncollectibles allowance recovery fund by every electric and gas utility subject to its jurisdiction as required by 2000 PA 322, MCL 285.301 et seq.; MSA 12.30(1) et seq. The Commission transmitted the proposed rules to the Legislative Service Bureau and the Office of Regulatory Reform for their approval. The Legislative Service Bureau certified the form of the proposed rules on June 5, 2001. The Office of Regulatory Reform certified the legality of the proposed rules on June 6, 2001. The proposed rules were then transmitted to the Joint Committee on Administrative Rules on June 12, 2001.

The Commission FINDS that:

a. Jurisdiction is pursuant to 2000 PA 322, MCL 285.301 et seq.; MSA 12.30(1) et seq.; 1909 PA 106, as amended, MCL 460.551 et seq.; MSA 22.151 et seq.; 1909 PA 300, as amended, MCL 462.2 et seq.; MSA 22.21 et set.; 1919 PA 419, as amended, MCL 460.51 et seq.; MSA 22.1 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; MSA 22.13(1) et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; MSA 3.560(101) et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACS, R 460.17101 et seq.

b. The requirements of the Administrative Procedures Act of 1969, as amended, MCL 24.201 et seq.; MSA 3.560(101) et seq., have been satisfied, and Rule 35 should be formally adopted.

THEREFORE, IT IS ORDERED that:

A. The new administrative rules concerning the creation and administration of an uncollectibles allowance recovery fund by every electric and gas utility subject to its jurisdiction, attached as Exhibit A, are formally adopted.

B. Copies of the rules, bearing the required certificates of approval and adoption, shall be transmitted to the Office of Regulatory Reform and then filed with the Secretary of State.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26; MSA 22.45.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Laura Chappelle
Chairman

(S E A L)

/s/ David A. Svanda
Commissioner

/s/ Robert B. Nelson
Commissioner

By its action of July 11, 2001.

/s/ Dorothy Wideman
Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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By its action of July 11, 2001.

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Suggested Minute:

“Adopt and issue order dated July 11, 2001 formally adopting new administrative rules concerning the creation and administration of uncollectibles allowance recovery funds, as set forth in the order.”