

HOUSE BILL No. 6140

May 5, 2010, Introduced by Reps. Johnson, Durhal and Womack and referred to the Committee on Energy and Technology.

A bill to amend 1939 PA 3, entitled

"An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; 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 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 certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,"

(MCL 460.1 to 460.11) by adding section 9d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 9D. (1) A PROVIDER SHALL NOT SHUT OFF SERVICE TO AN
2 ELIGIBLE LOW-INCOME CUSTOMER OR ELIGIBLE SENIOR CITIZEN CUSTOMER
3 FOR NONPAYMENT OF A DELINQUENT ACCOUNT IF THAT CUSTOMER PAYS TO THE
4 PROVIDER A MONTHLY AMOUNT EQUAL TO 10% OF THAT CUSTOMER'S MONTHLY
5 INCOME.

6 (2) A PROVIDER MAY SHUT OFF SERVICE TO AN ELIGIBLE LOW-INCOME
7 CUSTOMER OR SENIOR CITIZEN CUSTOMER WHO DOES NOT PAY THE MONTHLY
8 AMOUNTS REQUIRED UNDER SUBSECTION (1) AFTER GIVING NOTICE IN THE
9 MANNER REQUIRED BY THE COMMISSION.

10 (3) AS USED IN THIS SECTION:

11 (A) "ELIGIBLE LOW-INCOME CUSTOMER" MEANS A CUSTOMER WHO HAS
12 MULTIPLE CHILDREN RESIDING IN HIS OR HER HOME, IS ELIGIBLE FOR FOOD
13 ASSISTANCE, OR WHOSE HOUSEHOLD INCOME DOES NOT EXCEED 150% OF THE
14 POVERTY GUIDELINES PUBLISHED ANNUALLY BY THE UNITED STATES
15 DEPARTMENT OF HEALTH AND HUMAN SERVICES.

16 (B) "ELIGIBLE SENIOR CITIZEN CUSTOMER" MEANS A CUSTOMER WHO IS
17 62 YEARS OF AGE OR OLDER.

18 (C) "PROVIDER" MEANS AN ELECTRIC UTILITY, MUNICIPALLY OWNED
19 ELECTRIC UTILITY, COOPERATIVE ELECTRIC UTILITY, OR ALTERNATIVE
20 ELECTRIC SUPPLIER, OR A NATURAL GAS UTILITY AS DEFINED IN SECTION
21 9.