

HOUSE No. 3829

By Mr. Winslow of Norfolk, a petition (subject to Joint Rule 12) of Daniel Winslow and others for legislation to provide power outage rebates to consumers. Telecommunications, Utilities and Energy.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act to provide power outage rebates to consumers.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1F of chapter 164 of the General Laws, as most recently amended
2 by chapter 133 of the Acts of 2009, is hereby further amended by inserting at the end thereof the
3 following new subsection:-

4 (10) (a) It shall be unlawful for a distribution company to charge a retail customer for the
5 cost of two days of electric service for each one day said customer is without electric service,
6 provided that the disruption in service is not due to the customer’s inability to pay for service or
7 any act or misfeasance by the customer.

8 (b) For the purposes of this section, when in reference to time without electric service, the
9 term “day” shall be equal to a period of eight hours or more in any twenty-four hour period from
10 midnight to midnight. When calculating the value for reimbursement of two days of electric
11 service, said value shall equal the average 24 hour daily cost incurred by a retail customer in the
12 preceding month. If the retail customer did not purchase electricity in the preceding month, the
13 amount reimbursed shall be no less than \$10 per day for residential retail customers, and no less
14 than \$40 per day for commercial and industrial retail customers.

15 (c) Violations of this section shall be enforceable pursuant to chapter 93A of the General
16 Laws in addition to the provisions of this chapter.