

SENATE BILL No. 1105

February 4, 2010, Introduced by Senators SCOTT, HUNTER, CLARK-COLEMAN and CLARKE and referred to the Committee on Energy Policy and Public Utilities.

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 ELECTRIC OR NATURAL
2 GAS SERVICE TO A RESIDENTIAL RENTAL PROPERTY UNLESS THE PROVIDER
3 DOES EACH OF THE FOLLOWING NOT LESS THAN 30 DAYS BEFORE THE
4 SPECIFIED DATE FOR SHUTOFF:

5 (A) SENDS NOTICE OF THE SHUTOFF TO THE TENANTS OF THE PROPERTY
6 BY FIRST-CLASS MAIL.

7 (B) LEAVES A WRITTEN NOTICE OF THE SHUTOFF AT OR ON THE DOOR
8 OF THE PROPERTY.

9 (2) AS USED IN THIS SECTION, "PROVIDER" MEANS AN ELECTRIC
10 UTILITY, MUNICIPALLY OWNED ELECTRIC UTILITY, COOPERATIVE ELECTRIC
11 UTILITY, OR ALTERNATIVE ELECTRIC SUPPLIER, OR A NATURAL GAS UTILITY
12 AS DEFINED IN SECTION 9.