

# SENATE BILL No. 320

March 4, 2009, Introduced by Senators JACOBS, PRUSI, BRATER, SWITALSKI, OLSHOVE, CLARKE, WHITMER, CHERRY, GLEASON, ANDERSON, HUNTER, BARCIA, SCOTT, CLARK-COLEMAN, KUIPERS, PAPPAGEORGE, BIRKHOLZ, KAHN and JANSEN 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. A PROVIDER MAY NOT SHUT OFF ELECTRIC OR NATURAL GAS  
2 SERVICE TO A CUSTOMER WHO HAS FAILED TO SATISFY AN OBLIGATION TO  
3 THE PROVIDER UNLESS THE PROVIDER SENDS NOTICE TO THE CUSTOMER BY  
4 CERTIFIED MAIL OR PERSONALLY SERVES THE NOTICE TO THE CUSTOMER NOT  
5 LESS THAN 15 DAYS BEFORE THE SPECIFIED DATE FOR SHUTOFF.