

# SENATE . . . . No. 380

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To accompany the petition of Boston Real Estate Board, by Ray Hofford, executive vice president, for legislation to exempt the manufacture, sale or distribution of electricity from regulation in certain instances. Power and Light.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Fifty.

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### AN ACT PROVIDING FOR THE EXEMPTION OF THE MANUFACTURE, SALE OR DISTRIBUTION OF ELECTRICITY FROM REGULATION IN CERTAIN INSTANCES.

*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. Chapter 164 of the General Laws is  
2 hereby amended by inserting after section one the  
3 following new section: —

4 *Section 1A. Exemptions from Provisions of this*  
5 *Chapter.* — Any person who, on the effective date of  
6 this section, is engaged in the sale or distribution of  
7 electricity in real property owned, managed or occu-  
8 pied by him or in any property in the immediate  
9 vicinity thereof shall be entitled to manufacture or  
10 purchase electricity for such sale or distribution. The  
11 commonwealth and all political subdivisions, boards  
12 and commissions thereof, whether the same are en-  
13 gaged in the sale or distribution of electricity in

14 property owned or occupied by them on the effective  
15 date of this section or engage in such sale or distribu-  
16 tion thereafter may manufacture or purchase elec-  
17 tricity for such sale and distribution. In the event  
18 electricity is purchased for sale or distribution as afore-  
19 said, no electric company shall discriminate against  
20 such seller or distributor as to rate, type of current or  
21 any other term or condition of sale.

22 If electricity so sold or distributed is measured the  
23 rate charged therefor shall, so far as practicable under  
24 existing conditions of wiring and equipment, be the  
25 rate for similar service charged by the electric com-  
26 pany serving the public in the territory where such  
27 property is located.

28 No other provision of this chapter shall apply to  
29 such person or to the commonwealth and all political  
30 subdivisions, boards and commissions thereof so sell-  
31 ing or distributing electricity.

1 SECTION 2. This act shall take effect upon its  
2 passage.