

an order and findings is deleted as implicit in the requirement that the order and findings be filed.

In subsection (e)(3)(i) of this section, the reference to "criteria" is substituted for the former reference to "considerations" for consistency with usage elsewhere in this article.

In subsection (e)(3)(ii) of this section, the former reference to "discharg[ing] this responsibility" is deleted as surplusage.

Defined terms: "Commission" § 1-101

"Rate" § 1-101

"Record" § 1-101

3-105. PRIORITY IN PROCEEDINGS.

THE COMMISSION SHALL GIVE PREFERENTIAL CONSIDERATION TO THE FOLLOWING IN DESCENDING ORDER:

(1) THE HEARING AND DECISION OF QUESTIONS INVOLVING THE RATES OF A PUBLIC SERVICE COMPANY;

(2) REQUESTS BY A PUBLIC SERVICE COMPANY TO DISCONTINUE OR ABANDON SERVICE UNDER ANY FRANCHISE, RIGHT, OR PERMIT AFTER ITS EXPIRATION DATE; AND

(3) ANY OTHER QUESTIONS PENDING BEFORE THE COMMISSION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 78, § 87.

Defined terms: "Commission" § 1-101

"Public service company" § 1-101

"Rate" § 1-101

3-106. SAME — INTERVENTION.

(A) APPLICATION.

IF A PERSON TIMELY FILES, THE PERSON MAY APPLY TO INTERVENE IN A PROCEEDING BEFORE THE COMMISSION.

(B) DECISION BY COMMISSION.

THE COMMISSION SHALL GRANT LEAVE TO INTERVENE UNLESS THE COMMISSION CONCLUDES THAT:

(1) THE PARTIES TO THE PROCEEDING ADEQUATELY REPRESENT THE INTEREST OF THE PERSON SEEKING TO INTERVENE; OR

(2) THE ISSUES THAT THE PERSON SEEKS TO RAISE ARE IRRELEVANT OR IMMATERIAL.

(C) RIGHTS OF INTERVENOR.