

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 6, 2006 to June 21, 2007**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 20, 2007**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2007**

vehicles; and incentive payments to producers of alternative fuels;

3. Goals and criteria to guide the awarding of alternative fuel incentives, including, but not limited to: improvement of air quality; protection of the natural environment; economic development; promotion of indigenous resources; reduction of the State's dependence on petroleum products; cost-effective use of private and public funding; and the transfer and commercialization of alternative energy technologies;

4. Policy options for administrative responsibility and oversight of an alternative fuel incentive program; and

5. Policy options for funding alternative fuel incentives; and be it further

**Sec. 2. Report. Resolved:** That by January 15, 2008 the Executive Department, Office of Energy Independence and Security shall report its findings and recommendations to the Joint Standing Committee on Utilities and Energy. The report must include draft legislation to implement the recommendations; and be it further

**Sec. 3. Authority to submit legislation. Resolved:** That the Joint Standing Committee on Utilities and Energy may submit legislation relating to the subject matter of this resolve to the Second Regular Session of the 123rd Legislature.

See title page for effective date.

**CHAPTER 52**

**H.P. 973 - L.D. 1381**

**Resolve, To Ensure the Success of Regional Climate Change Efforts**

**Sec. 1. Office of Public Advocate study. Resolved:** That the Office of the Public Advocate shall, in consultation with the Public Utilities Commission, other state agencies and interested members of the public, convene a study group to review the status of the regional greenhouse gas initiative authorized by the Maine Revised Statutes, Title 38, section 579, referred to in this resolve as "the initiative"; to examine existing information and analyses regarding the impact of the initiative on electric rates for Maine electricity consumers; and to identify alternatives for reducing the cost of implementation of the initiative for Maine electricity consumers. The Public Advocate shall ensure that the study group meets sufficiently often to achieve these purposes. The Public Advocate shall, based on the work of the study group, prepare a report on identified impacts of the initiative on electricity costs and alternatives to reduce these costs and may include in the report proposed legisla-

tion designed to reduce identified costs and to ensure the successful implementation of the initiative. The report may include information provided to the Public Advocate from other sources regarding the effect of the initiative on Maine electricity consumers or the Maine economy. The report, including any proposed legislation, must be submitted to the Joint Standing Committee on Utilities and Energy by January 1, 2008. The committee may submit legislation to the Second Regular Session of the 123rd Legislature relating to the subject matter of this resolve.

See title page for effective date.

**CHAPTER 53**

**H.P. 1314 - L.D. 1880**

**Resolve, Directing the Department of Health and Human Services To Adopt Rules Governing the Safety of Children at Day Care Facilities with Swimming Pools**

**Sec. 1. Adoption of rules governing swimming pools at day care facilities. Resolved:** That the Department of Health and Human Services shall adopt rules governing the use of swimming pools at day care facilities and the safety of the children using those swimming pools. Rules adopted pursuant to this section are major substantive rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A; and be it further

**Sec. 2. Emergency rules. Resolved:** That the Department of Health and Human Services is authorized to adopt major substantive rules on an emergency basis pursuant to the Maine Revised Statutes, Title 5, section 8073 during calendar year 2007 with regard to the use of swimming pools at day care facilities and the safety of the children using those swimming pools.

See title page for effective date.

**CHAPTER 54**

**H.P. 329 - L.D. 413**

**Resolve, Regarding the Reentry of Electric Utilities into the Energy Supply Business**

**Sec. 1. Review of electric utility participation in energy supply and related issues. Resolved:** That the Public Utilities Commission shall undertake a review of the issue of electric utilities'