

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 SECOND REGULAR SESSION
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE
5

6 Legislative Document

No. 1747

7
8 H.P. 1238

House of Representatives, December 27, 1985

9 Approved for introduction by a majority of the Legislative Council
10 pursuant to Joint Rule 26.

11 Received by the Clerk of the House on December 27, 1985. Referred to
the Committee on Utilities and 1,600 ordered printed pursuant to Joint Rule
14.

EDWIN H. PERT, Clerk

Presented by Representative Rolde of York.

12 Cosponsored by Representative Murphy of Kennebunk and Senator Clark
of Cumberland.

13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-SIX
17

18 AN ACT to Fairly Apportion the Cost of Water
19 System Extensions and Expansions.
20

21 Emergency preamble. Whereas, Acts of the Legis-
22 lature do not become effective until 90 days after
23 adjournment unless enacted as emergencies; and

24 Whereas, all water departments and quasi-municipal
25 water districts are required to invest in exten-
26 sions to water mains and expansions to their water
27 systems; and

28 Whereas, several water departments and quasi-municipal
29 water districts are experiencing and will
30 continue with growth to experience increasing finan-
31 cial hardship due to the present rules and regula-
32 tions requiring major investments in extensions which
33 result in an undue burden on all existing water cus-
34 tomers; and

1 Whereas, in the judgment of the Legislature,
2 these facts create an emergency within the meaning of
3 the Constitution of Maine and require the following
4 legislation as immediately necessary for the preser-
5 vation of the public peace, health and safety; now,
6 therefore,

7 Be it enacted by the People of the State of Maine as
8 follows:

9 35 MRSA §73-A is enacted to read:

10 §73-A. Apportionment of costs for water system ex-
11 tension or expansion

12 Notwithstanding any rule or regulation to the
13 contrary, the governing body of a municipal water de-
14 partment or quasi-municipal water district may re-
15 quire new customers to advance to the municipal water
16 department or quasi-municipal water district on a
17 nonrefundable basis an amount equivalent to the actu-
18 al cost of providing service, including costs associ-
19 ated with extension of water mains or expansion of
20 the water system.

21 Emergency clause. In view of the emergency cited
22 in the preamble, this Act shall take effect when ap-
23 proved.

24 STATEMENT OF FACT

25 The purpose of this bill is to allow for the ap-
26 portionment of the cost of water system extensions
27 and expansions in an equitable manner and is intended
28 to promote rate fairness among customers.

29 This bill shall be regarded as supplemental and
30 additional to powers conferred by other laws and
31 shall not be regarded as in derogation of any powers
32 now existing.

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