

MAINE STATE LEGISLATURE

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(EMERGENCY)
THIRD SPECIAL SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 2701

H.P. 1998 House of Representatives, September 16, 1988

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

Reference to the Committee on Utilities suggested and
ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative MAYO of Thomaston.

Cosponsored by Senators SEWALL of Lincoln, DOW of
Kennebec and Representative LORD of Waterboro.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-EIGHT

1 AN ACT Concerning State Contribution to Water
2 Systems.
3

4 Emergency preamble. Whereas, Acts of the
5 Legislature do not become effective until 90 days
6 after adjournment unless enacted as emergencies; and

7 Whereas, the Department of Environmental
8 Protection is preparing to turn over a water system to
9 the Town of Friendship to remediate contaminated

1 wells; and

2 Whereas, there is disagreement over state
3 oversight of the funds received under state grants; and

4 Whereas, in the judgment of the Legislature, these
5 facts create an emergency within the meaning of the
6 Constitution of Maine and require the following
7 legislation as immediately necessary for the
8 preservation of the public peace, health and safety;
9 now, therefore,

10 Be it enacted by the People of the State of Maine as
11 follows:

12 35-A MRSA §6108 is enacted to read:

13 §6108. State contributions

14 The management and allocation by a consumer-owned
15 water utility of a state contribution of funds made
16 prior to January 1, 1989, under Title 38, section 568,
17 and its income, shall not be subject to investigation
18 or review by the commissioner included under section
19 310, 1302 or 1303 except upon request by the
20 Department of Environmental Protection.

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

24 STATEMENT OF FACT

25 This bill provides that state grants received by
26 consumer-owned water utilities prior to January 1,
27 1989, shall not be subject to oversight by the Public
28 Utilities Commission except upon request of the
29 Department of Environmental Protection.

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