

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 372

H.P. 308

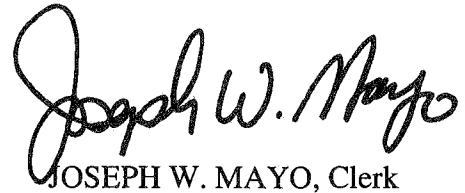
House of Representatives, January 23, 1997

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**An Act to Require Employees of Public Utilities to Be Licensed When  
Providing Services Outside the Regulated Activities of the Utility.**

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Reference to the Committee on Utilities and Energy suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative WINSOR of Norway.

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

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3           **Sec. 1. 32 MRSA §1102, sub-§§1 and 2,** as repealed and replaced  
4 by PL 1973, c. 363, are amended to read:

6           **1. Commissions.** Any person, firm or corporation under  
7 jurisdiction of the Public Utilities Commission of this State, or  
8 the Federal Communications Commission or the Interstate Commerce  
9 Commission, or any employee of such person, firm or corporation  
10 for the purpose of making electrical installations in the course  
11 of such that employment, but only to the extent the person, firm  
12 or corporation or employee of the person, firm or corporation is  
13 providing a service subject to regulation by the Public Utilities  
14 Commission, the Federal Communications Commission or the  
15 Interstate Commerce Commission;

16           **2. Utility corporations.** Regular employees of utility  
17 corporations performing electrical work in connection with the  
18 construction, installation, operation, repair or maintenance of  
19 any utility by a utility corporation in rendering ~~its authorized~~  
20 ~~service, or in any way incidental thereto~~ a service that it is  
21 authorized to provide and that is part of or incidental to a  
22 service regulated by the Public Utilities Commission;

24           **Sec. 2. 32 MRSA §2401-A, sub-§4,** as amended by PL 1995, c.  
25 560, Pt. H, §13 and affected by §17, is further amended to read:

28           **4. Engineers and operators.** A person holding an engineer's  
29 license issued under, section 15109, or working under the general  
30 supervision of one so licensed while performing oil or solid fuel  
31 burner repair and maintenance as is necessary in the steam or  
32 heating plant where that person is employed, if that work is  
33 performed in compliance with section 2313, or a person employed  
34 by companies under the jurisdiction of the Public Utilities  
35 Commission or the United States Nuclear Regulatory Commission  
36 whose facilities are subject to inspection under Title 26,  
37 chapter 5, subchapter II, Article 4 to the extent the oil or  
38 solid fuel burner repair and maintenance is part of or incidental  
39 to services regulated by the Public Utilities Commission or the  
40 Nuclear Regulatory Commission;

42           **Sec. 3. 32 MRSA §3302, sub-§1, ¶A,** as amended by PL 1987, c.  
43 141, Pt. B, §33, is further amended to read:

44           **A.** Plumbing by regular employees of public utilities as  
45 defined in Title 35-A, section 102, ~~when working as such~~ to  
46 the extent that the plumbing service is part of or  
47 incidental to services regulated by the Public Utilities  
48 Commission;

## SUMMARY

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This bill modifies laws regulating skilled labor that exempt employees of public utilities or other corporations regulated by the Public Utilities Commission, the Federal Communications Commission or the Interstate Commerce Commission from licensing requirements otherwise applicable to electricians, plumbers and oil burner technicians. Under this bill, the exemptions only apply to the extent the employee or the corporation is providing a service that is regulated by those agencies. When doing work that is not part of the regulated service, the corporation and its employees are not exempt from the licensing requirements.