

MAINE STATE LEGISLATURE

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STATE AND LOCAL GOVERNMENT

Reported by: Senator Libby

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**STATE OF MAINE
SENATE
118TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT " A " to S.P. 183, L.D. 601, Bill, "An Act to Provide Municipal Notification of Utility Services"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

Sec. 1. 30-A MRSA §4406, sub-§3, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

3. Utility installation. No A public utility, water district, sanitary district or any utility company of any kind may not install services to any lot or dwelling unit in a subdivision, unless written authorization attesting to the validity and currency of all local permits required under this chapter has been issued by the appropriate municipal officials. ~~Following installation of service, the company or district shall forward the written authorization to the municipal officials indicating that installation has been completed~~ or other written arrangements have been made between the municipal officers and the utility.

Sec. 2. 38 MRSA §444, 3rd ¶, as amended by PL 1985, c. 737, Pt. A, §112, is further amended to read:

No A public utility, water district, sanitary district or any utility company of any kind may not install services to any new structure located in a shoreland area, as defined by section 435, unless written authorization attesting to the validity and currency of all local permits required under this chapter has been issued by the appropriate municipal officials. ~~Following installation of service, the company or district shall forward~~

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2 ~~the written authorization to the municipal officials indicating~~
3 ~~that installation has been completed~~ or other written
4 arrangements have been made between the municipal officers and
5 the utility.'

6

8 **SUMMARY**

10 The amendment replaces the bill. It maintains the current
11 law requiring utilities to obtain written certification that lots
12 or units comply with municipal ordinances before installing
13 utility services, but it adds a provision allowing each
14 municipality to establish alternate procedures with utilities if
15 it so chooses. The municipality and the utility must agree to
16 the alternate procedures before they supersede existing
requirements.