

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



# 120th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2001

---

Legislative Document

No. 570

H.P. 449

House of Representatives, February 6, 2001

---

**An Act to Remove Redundant Written Authorization Requirements.**

---

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

*Millicent M. MacFarland*

MILLICENT M. MacFARLAND, Clerk

Presented by Representative COLWELL of Gardiner.  
Cosponsored by President MICHAUD of Penobscot and  
Representatives: BUNKER of Kossuth Township, CLARK of Millinocket, DUGAY of  
Cherryfield, MARLEY of Portland, SAVAGE of Buxton, STANLEY of Medway.

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

2  
3           **Sec. 1. 30-A MRSA §4406, sub-§3,** as amended by PL 1997, c.  
4 199, §1, is further amended to read:

6           **3. Utility installation.** A public utility, water district,  
7 sanitary district or any utility company of any kind may not  
8 install services to any lot or dwelling unit in a subdivision,  
9 unless written authorization attesting to the validity and  
10 currency of all local permits required under this chapter has  
11 been issued by the appropriate municipal officials or other  
12 written arrangements have been made between the municipal  
13 officers and the utility, except that if a public utility, water  
14 district, sanitary district or utility company of any kind has  
15 installed services to a lot or dwelling unit in a subdivision  
16 pursuant to this section, a subsequent public utility, water  
17 district, sanitary district or utility company of any kind may  
18 install services to the lot or dwelling unit in a subdivision  
19 without first receiving written authorization pursuant to this  
20 section.

22           **Sec. 2. 38 MRSA §444, last ¶,** as amended by PL 1997, c. 199,  
23 §2, is further amended to read:

24           A public utility, water district, sanitary district or any  
25 utility company of any kind may not install services to any new  
26 structure located in a shoreland area, as defined by section 435,  
27 unless written authorization attesting to the validity and  
28 currency of all local permits required under this chapter has  
29 been issued by the appropriate municipal officials or other  
30 written arrangements have been made between the municipal  
31 officers and the utility, except that if a public utility, water  
32 district, sanitary district or utility company of any kind has  
33 installed services to a new structure pursuant to this section, a  
34 subsequent public utility, water district, sanitary district or  
35 utility company of any kind may install services to the new  
36 structure without first receiving written authorization pursuant  
37 to this section.

## 40 SUMMARY

42           This bill removes the requirement for multiple written  
43 authorizations in order to install new utility services. Written  
44 authorization is only required for the first utility installing  
45 service. Any subsequent utility installing services is not  
46 required to obtain written authorization in order to install new  
47 services.  
48