

MAINE STATE LEGISLATURE

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L.D. 2279

Date: 4-8-08

(Filing No. S-580)

UTILITIES AND ENERGY

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**STATE OF MAINE
SENATE
123RD LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S.P. 905, L.D. 2279, Bill, "An Act To Ensure Equitable Payment for E-9-1-1 Services"

Amend the bill by inserting after the title and before the emergency preamble the following:

'Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.'

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 25 MRSA §1535 is enacted to read:

§1535. Fees for public safety answering point services and dispatch services

The Public Utilities Commission may, on its own motion or at the request of the department or a political subdivision of the State, establish in an adjudicatory proceeding the fees that must be paid by political subdivisions for public safety answering point services and dispatch services provided by the department to those political subdivisions, including services provided pursuant to section 2923-A. In the proceeding, the commission shall establish the revenue requirement for the department's relevant dispatch and public safety answering point services and a fee design for the recovery of the department's revenue requirement to ensure the fees reasonably reflect services provided. In any proceeding held under this section, the department and all political subdivisions that are to be provided public safety answering point services and dispatch services shall provide to the commission all information the commission determines necessary in order to establish the fees.'

Amend the bill by inserting after section 2 the following:

COMMITTEE AMENDMENT



123rd MAINE LEGISLATURE

LD 2279

LR 3585(02)

An Act To Ensure Equitable Payment for E-9-1-1 Services

Fiscal Note for Bill as Amended by Committee Amendment "A "

Committee: Utilities and Energy

Fiscal Note Required: Yes

Fiscal Note

State Mandate - Exempted

State Mandates

Required Activity

Requiring municipalities that do not have a public safety answering point to contract with an entity for such services is a state mandate pursuant to the Constitution of Maine. Pursuant to the Mandate Preamble, the two thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional local costs.

Unit Affected

Municipality

Costs

Significant

Fiscal Detail and Notes

The additional costs to undertake adjudicatory proceedings to establish and review fees for public safety answering point and dispatch services can be absorbed by the Public Utilities Commission utilizing existing budgeted resources.