

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature

1973

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Sec. 3. R. S., T. 35, § 1554, amended. Section 1554 of Title 35 of the Revised Statutes, as amended by chapter 392 of the public laws of 1967, is further amended by adding after the 6th sentence 2 new sentences to read as follows:

Whenever any carrier shall file with the commission and with the Interstate Commerce Commission, a tariff containing both intrastate rates and interstate rates on the same commodity, and prior to the effective date thereof the interstate rates are suspended by the Interstate Commerce Commission, then the commission shall have power to suspend, at any time within 10 days after the date of the suspension order issued by the Interstate Commerce Commission, the proposed intrastate rates, and such suspension may be kept in full force and effect so long as the interstate rates shall continue under suspension with a reasonable time thereafter for preparation of and issue of decision. The commission may, with the consent of the Governor and Council, hold joint hearings with the Interstate Commerce Commission with respect to the relationship between rate structures and practices of carriers subject to the jurisdiction of the commission and the Interstate Commerce Commission, in accord with the Act to Regulate Commerce, and applicable amendments.

Sec. 4. R. S., T. 35, § 1554, amended. The 7th and 8th sentences of section 1554 of Title 35 of the Revised Statutes are amended to read as follows:

~~Such rates~~ Any rate schedule or schedules which are the subject of this section shall be just and reasonable. Such schedule or schedules shall be subject to the approval of the commission. At any hearing involving such rate schedule or schedules or change therein, the burden of proof to show that such change is reasonable shall be upon the common carrier.

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

Effective June 8, 1973

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## CHAPTER 476

### AN ACT Providing that Public Utility Construction Contracts be Awarded by Competitive Bidding.

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

Sec. 1. R. S., T. 35, § 14-A, additional. Title 35 of the Revised Statutes is amended by adding a new section 14-A, to read as follows:

#### § 14-A. Competitive bids

Any contract in excess of \$2,000 between a public utility and a contractor for the construction of facilities located on private property for the exclusive use of a private individual and for which the private individual is required to pay the total cost directly to the utility, shall be awarded by a system of competitive bidding. Unless there are valid reasons to the contrary, the contracts shall be awarded to the lowest responsible bidder.

Sec. 2. R. S., T. 38, § 1210, additional. Title 38 of the Revised Statutes is amended by adding a new section 1210, to read as follows:

§ 1210. Competitive bidding

Any contract in excess of \$2,000 between a sanitary district, whether formed under this chapter or by private and special act of the Legislature, and a contractor for the construction of facilities located on private property for the exclusive use of a private individual and for which the private individual is required to pay the total cost directly to the sanitary district, shall be awarded by a system of competitive bidding. Unless there are valid reasons to the contrary, the contracts shall be awarded to the lowest responsible bidder.

Effective October 3, 1973

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CHAPTER 477

AN ACT Revising the Enforcement of Money Judgments Act.

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

Sec. 1. R. S., T. 14, § 3122, amended. That part of section 3122 of Title 14 of the Revised Statutes, as enacted by section 1 of chapter 408 of the public laws of 1971, under the caption SUBPOENA, is amended to read as follows:

SUBPOENA

STATE OF MAINE

....., ss.

TO: .....  
.....  
.....

You are hereby required, in the name of the State of Maine, to appear before the Judge of the .....  
Division of the ..... District Court sitting at .....  
....., Maine on the .....  
day of ....., 19...., at .....  
o'clock in the ..... noon, to disclose on oath, what assets and income you have which may be used to satisfy a judgment recovered against you in the ..... Court on the ..... day of ....., 19...., by .....  
..... said judgment being in the