

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

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Kennebec Journal  
Augusta, Maine  
1979

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**PUBLIC LAWS**  
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**Employee's Average Weekly Wage under the Workers' Compensation Act.**

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

**39 MRSA § 2, sub-§ 2, ¶ A**, as last amended by PL 1975, c. 480, § 1, is further amended to read:

A. "Average weekly wages, earnings or salary" of an injured employee shall be taken as the amount which he was receiving at the time of the injury for the hours and days constituting a regular full working week in the employment or occupation in which he was engaged when injured **except that this shall not include any allowance given to the employee by the employer for the purchase, maintenance or use of any chainsaws or skidders used in the employee's occupation**, provided such employment or occupation had continued on the part of the employer for at least 200 full working days during the year immediately preceding said injury. Except that in the case of piece workers and other employees whose wages during said year have generally varied from week to week, such wages shall be averaged in accordance with the method provided under paragraph B.

Effective September 14, 1979

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**CHAPTER 368**

**H. P. 837 — L. D. 1041**

**AN ACT to Prohibit Rate Discrimination by Public Utilities.**

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

**35 MRSA § 102** is amended by adding at the end the following new paragraphs:

**No public utility providing electric or gas service may consider the use of solar energy by a customer as a basis for establishing higher rates or charges for energy or service sold to the customer.**

**Every public utility providing electric or gas service, upon reasonable notice, shall furnish to all persons who may apply for facilities and service suitable facilities and service consistent with policies approved or established by the commission, without undue delay and without unreasonable discrimination.**

Effective September 14, 1979