

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

**SECOND SPECIAL SESSION**

September 25, 1981

AND

**THIRD SPECIAL SESSION**

December 9, 1981

AND

**SECOND REGULAR SESSION**

January 6, 1982 to April 13, 1982

AND AT THE

**FOURTH SPECIAL SESSION**

April 28, 1982 to April 29, 1982

AND AT THE

**FIFTH SPECIAL SESSION**

May 13, 1982

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

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J.S. McCarthy Co.  
Augusta, Maine  
1981

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

AS PASSED AT THE  
SECOND AND THIRD SPECIAL SESSIONS

and

SECOND REGULAR SESSION

and

FOURTH AND FIFTH SPECIAL SESSIONS

of the

ONE HUNDRED AND TENTH LEGISLATURE

1981

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be amended; and

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

Effective April 6, 1982.

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## CHAPTER 634

H.P. 1936 - L.D. 1916

### AN ACT to Ensure Continuance of the Residential Conservation Service.

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

Sec. 1. 5 MRSA §5004, sub-§3, ¶N is enacted to read:

N. In the event the Residential Conservation Service, as established by the United States Natural Energy Conservation Policy Act, Public Law 95-619, November 9, 1978, as amended by the United States Energy Security Act, Public Law 96-294, June 30, 1980, United States Code, Title 42, Section 8211 et seq., is repealed or amended so as to have the effect of removing requirements for providing energy conservation information and energy audits and arranging financing for energy conservation improvements for residential customers, the director shall be authorized to promulgate rules pursuant to the Maine Administrative Procedure Act, Title 5, chapter 375, to continue these services. In establishing these rules, the director shall simplify federal rules, insofar as possible, without preventing fulfillment of the program objectives and, in no case, shall he impose rules containing additional requirements for utilities.

Until the director promulgates new rules under this paragraph, the previously existing federal rules and any state rules implementing them shall be considered state rules with full force.

Sec. 2. Legislative findings and purpose. The Legislature finds that there is an urgent need to help Maine

homeowners identify and implement energy conservation improvements.

The Legislature further finds that the federally mandated Residential Conservation Service, which requires large utilities serving the State to provide energy information, offer energy audits and arrange financing for energy conservation improvements for residential customers, has had a significant initial effect and has the potential for providing assistance to thousands of Maine citizens.

The Legislature declares it to be in the public interest to provide that, in the event that the Residential Conservation Service should be repealed or dismantled by the Federal Government, the State be empowered to implement a similar program. In order to assure continuity of the program, the previous rules under the federal program shall remain in effect until replaced by new state rules.

Effective July 13, 1982.

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## CHAPTER 635

H.P. 1972 - L.D. 1947

### AN ACT Excluding Wages of Certain Temporary Alien Workers from Unemploy- ment Compensation Tax.

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

26 MRSA §1043, sub-§11, ¶F, sub-¶(4-1) is enacted to read:

(4-1) Agricultural labor in the harvesting of apples, if performed by an individual who is an alien, other than a citizen of a contiguous country with which the United States has an agreement with respect to unemployment compensation, admitted to the United States to perform agricultural labor pursuant to the United States Immigration and Nationality Act, Sections 214(c) and 101(a) (15) (H);

Effective July 13, 1982.