

# 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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tion by a federal agency and the takeover of the company is subject to approval by that agency, this chapter shall not apply.

Sec. 23. 13 MRSA §817, sub-§2, as enacted by PL 1977, c. 669, is amended by adding at the end a new sentence to read:

Subsequent to a filing made pursuant to section 803, the superintendent may refrain from taking any further action under this chapter if he finds that the law of another state applies to the takeover bid, that such law is being applied to the takeover bid, and that such law provides protection to shareholders equal to or greater than provided by this chapter.

Sec. 24. 13 MRSA §817, sub-§3, as enacted by PL 1977, c. 669, is amended to read:

3. Vote; exception. This chapter shall not apply to any offer involving a ~~class~~ vote by shareholders of the target company, pursuant to its articles of incorporation or the applicable corporation statute, on a merger, consolidation or sale of corporate assets in consideration of the issuance of securities of another corporation, or sale of its securities in exchange for cash or securities of another corporation.

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

Effective April 9, 1982.

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## CHAPTER 660

H.P. 1956 - L.D. 1929

### AN ACT to Encourage Fuel Diversity by Increased Use of Natural Gas.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, permit applications are pending right now

before Canadian and United States Federal Agencies for a major new international and interstate natural gas pipeline through Maine, the New England States Pipeline Project; and

Whereas, this presents an opportunity to obtain additional natural gas supplies in the State, but only if qualified distributors and users are available in a timely fashion; and

Whereas, in many areas of the State either no natural gas distribution company has authority to furnish service, or the company which has the authority is not actively furnishing service; and

Whereas, potential market information is not now available for areas which might be served; and

Whereas, a Joint Select Committee on Natural Gas can represent the Legislature's interest in this matter and include other interested parties in a continuing fashion; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 35 MRSA §2301 is amended by adding at the end a new paragraph to read:

No gas company organized under Title 13-A may, without the consent of the Public Utilities Commission, furnish its service in or to any city or town within the State even if no other corporation, person, association or cooperative is furnishing or is authorized to furnish a similar service. Any gas company providing service on January 1, 1982, shall have until January 1, 1983, to obtain the consent of the commission to continue to furnish service.

Sec. 2. Definitions. As used in this Act, unless the context otherwise indicates, the following terms have the following meanings.

1. Area. "Area" means a group of at least 4 adjacent municipalities, or any number of adjacent municipalities at least 100 square miles in area which may, in the sole judgment of the commission, be feasible for natural gas service.

2. Commission. "Commission" means the Public Utilities Commission.

3. Natural gas distribution company; distributor. "Natural gas distribution company" or "distributor" means a corporation or other entity with the purpose of selling, distributing or supplying natural gas, whether or not mixed with other kinds of gas, for lighting, heating, manufacturing or mechanical purposes anywhere in the State.

### Sec. 3. Distribution franchise review.

1. Review. The commission shall review, before July 1, 1982, the service and plans of any existing natural gas distribution companies to determine:

A. What areas of the State are actively being served;

B. What areas of the State are likely to be served within the next 5 years; and

C. What areas of the State are not likely to be served within the next 5 years.

2. Unserved areas. For areas of the State not likely to be served by natural gas within the next 5 years, the commission shall give public notice inviting applications for authority to serve in those areas.

### Sec. 4. Joint Select Committee on Natural Gas.

1. There is established a Joint Select Committee on Natural Gas to be composed of 7 members of the joint standing committee having jurisdiction over public utilities, the Director of the Office of Energy Resources, the Director of the State Development Office, the Commissioner of Environmental Protection, a representative of Northern Utilities Inc., a representative of the Maine Development Foundation and a staff member designated by the Chairman of the Public Utilities Commission.

2. The Joint Select Committee on Natural Gas shall study the opportunities for bringing additional natural gas to users in Maine, including such factors as; supplies, pipelines, wholesalers, distributors and consumers. The Joint Select Committee on Natural Gas shall report to the Legislature, including any legislative recommendations, at the beginning of the First Regular Session of the 111th Legislature, and at other times, as appropriate.

3. There is appropriated from the Legislative Account for the work of the Joint Select Committee on Natural Gas,

including expenses for expert witnesses, and per diems and travel expenses for legislative and nonlegislative members, the sum of \$2500.

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

Effective April 9, 1982.

## CHAPTER 661

H.P. 2234 - L.D. 2092

### AN ACT Concerning Maine Emergency Medical Services.

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

Sec. 1. 32 MRSA c. 2-A, as amended, is repealed.

Sec. 2. 32 MRSA c. 2-B is enacted to read:

#### CHAPTER 2-B

#### MAINE EMERGENCY MEDICAL SERVICES ACT OF 1982

##### §81. Title

This chapter may be cited as the "Maine Emergency Medical Services Act of 1982."

##### §82. Requirement for license

1. Licenses required. No ambulance service, ambulance, first responder service or emergency medical services' person may operate unless duly licensed by the Department of Human Services pursuant to this chapter, except as stated in subsection 2.

Failure of an ambulance, ambulance service or first responder service to obtain licensure shall make that individual or organization subject to a fine of not more than \$500 or by imprisonment for not more than 6 months, unless other penalties are specified.