

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

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

J.S. McCarthy Co., Inc.
Augusta, Maine
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
JANUARY 4, 1984 TO APRIL 25, 1984

ment, supervision of construction, engineering, accounting, legal, financial or similar services, or for the furnishing of any service other than those enumerated with any affiliated interest unless and until such contract or arrangement shall have been found by the commission not to be adverse to the public interest and shall have received its written approval.

Any such contract or arrangement filed with the commission hereunder shall be deemed approved unless the commission disapproves such within 60 days of filing. The commission may, however, suspend the effective date of the contract ~~on~~ or arrangement for an additional ~~30~~ 60 days if a hearing is deemed necessary to take action on the contract or arrangement necessary to enable the commission to complete its review of the contract or arrangement.

The commission may approve a contract or arrangement undertaken subsequent to the effective date of this Act, subject to such terms and conditions as it deems necessary to safeguard the public interest. If such contracts or arrangements are not consented to or approved by the commission as provided in this section, the commission may disallow, for rate-making purposes, payments or such part of any such payments thereunder as the commission finds not to be in the public interest.

The commission shall, in the case of any utility or groups of utilities, have the power to exempt herefrom, from time to time, such classes of transactions as it may specify by rule or regulation in advance and which in its judgment will not be adverse to the public interest.

Commission approval of any such contract or arrangement under this section shall not limit or restrict the powers of the commission in determining and fixing any rate, fare, toll, charge, classification, schedule or joint rate as provided in chapters 1 to 17.

Effective July 25, 1984.

CHAPTER 605

S.P. 688 - L.D. 1895

AN ACT to Limit the Prohibition on
Prescriptive Pole and Wire Easements to
Public Ways.

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

35 MRSA §2488 is amended to read:

§2488. Use of facilities alone creates no legal right for continuance

No enjoyment by any company, person or association, for any length of time, of the privilege of having or maintaining ~~posts, wires or apparatus in, upon, over or attached to any building or land of other persons shall~~ its facilities, as defined in section 2483, in the public way, may give a legal right to the continued use of such enjoyment or raise any presumption of a grant thereof.

Effective July 25, 1984.

CHAPTER 606

S.P. 689 - L.D. 1896

AN ACT to Include Proceedings of
the Public Utilities Commission in the
Statutory Method for Calculation of Statutory
Time Periods.

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

1 MRSA §71, sub-§12, as enacted by PL 1973, c. 85, is amended to read:

12. Statutory time periods. The statutory time period for the performance or occurrence of any act, event or default which is a prerequisite to or is otherwise involved in or related to the commencement, prosecution or defense of any civil or criminal action or other judicial proceeding or any action or proceeding of the Public Utilities Commission shall be governed by and computed under Rule 6(a) of the Maine Rules of Civil Procedure as amended from time to time, when the nature of such action or proceeding is civil, and under Rule 45(a) of the Maine Rules of Criminal Procedure, as amended from time to time, when the nature of such action or proceeding is criminal.

Effective July 25, 1984.
