

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

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

35 MRSA §52-A, sub-§2, as enacted by PL 1983, c. 243, §1, is amended to read:

2. Exception. This section does not apply to any abandoned or canceled electrical generating facility for which the commission has authorized a recovery of any portion of the costs of that facility from ratepayers prior to the effective date of this section. This section also does not apply to the abandonment or cancellation of any electrical generating facility due to existing or anticipated existence of small power production or cogeneration as defined in chapter 172.

Effective July 25, 1984.

CHAPTER 629

H.P. 1557 - L.D. 2056

AN ACT to Amend the Statutes Governing the Licensing of Children's Homes.

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

Sec. 1. 22 MRSA §8101, sub-§3, as enacted by PL 1981, c. 260, §4, is amended to read:

3. Family foster home. "Family foster home" means a children's home that is a private dwelling where substitute parental care is provided within a family on a regular, 24-hour a day, residential basis. The total number of children in care may not exceed 6, including the family's legal children under 16 years of age, with no more than 2 of these children under the age of 2. ~~In order to keep siblings together, this definition shall not prohibit the placement of more than the allowed number.~~

Sec. 2. 22 MRSA §8107 is enacted to read:

§8107. Exceptions

The following exceptions to placement, as defined in section 8101, shall apply.

1. Number; placement. The limitations on the number of children in children's homes shall not prohibit the placement of more than the allowed number, if the purpose of the placement is to keep siblings together.

2. Handicapped; placement. The definitions used shall not preclude the department from placing a moderately to severely handicapped child in any appropriate child care facility at the department's discretion.

Effective July 25, 1984.

CHAPTER 630

S.P. 671 - L.D. 1855

AN ACT Concerning Public Utility Commission Approval of Temporary Rate Changes.

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

Sec. 1. 35 MRSA §311-A, first ¶, as enacted by PL 1981, c. 467, is amended to read:

During any proceeding initiated by a public utility by a filing pursuant to section 64 or 298, the commission may approve, temporarily, any undisputed amounts of a requested rate increase or rate decrease. If the parties are unable to agree on an undisputed amount, any party, at any time after the cross examination of the utility's direct case has been conducted and all parties have filed their direct cases, may request the commission to require the parties to provide a written statement of those issues that are being contested and an estimated dollar value of the extent of the disagreement between the utility and the other party on that issue. The commission, after examining the statements of issues presented, may determine an amount which is undisputed. The commission may include in the undisputed amount the amount put in question by any party other than the utility if the commission determines that that party has no possibility of ultimately prevailing on that issue. The amounts temporarily approved shall be filed by the utility as a temporary schedule which shall be effective from the date of approval of the temporary schedule until the issuance of the final order in the section 64 proceeding.