

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

Commissioner of Agriculture, Food and Rural Resources;

Commissioner of Business, Occupational and Professional Regulation;

Commissioner of Conservation;

Commissioner of Educational and Cultural Services;

Commissioner of Environmental Protection;

Commissioner of Finance and Administration;

Commissioner of Human Services;

~~Commissioner of Indian Affairs;~~

Commissioner of Inland Fisheries and Wildlife;

Commissioner of Labor;

Commissioner of Marine Resources;

Commissioner of Mental Health and Mental Retardation;

Commissioner of Transportation;

Manager of the Maine Guarantee Authority Chief Executive Officer of the Finance Authority of Maine;

Executive Director of the Maine Municipal Bond Bank; and

Executive Director of the Maine State Housing Authority.

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

Effective March 7, 1984.

CHAPTER 637

H.P. 1578 - L.D. 2088

AN ACT to Authorize the Public Utilities Commission to Return to Firm Customers the Profits from Sales of Gas to Interruptible Users.

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

Whereas, the state's only natural gas distribution company received in 1983 an estimated \$310,633 in profits on the sales of gas to short-term interruptible customers; and

Whereas, the company has proposed in its rate increase request, now pending before the Public Utilities Commission, that these profits be returned to firm customers on an equal basis by means of its cost of gas adjustment, pursuant to the Revised Statutes, Title 35, section 132 which treatment will result in reduced monthly bills for all customers; and

Whereas, the company, commission staff and Public Advocate are currently precluded from agreeing to this treatment of interruptible profits by virtue of the existing language of the Revised Statutes, Title 35, section 132; and

Whereas, the company is not expected to file another request for an increase in rates before November 1984, at the earliest, pursuant to the Revised Statutes, Title 35, section 64; 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:

35 MRSA §132, sub-§3, as enacted by PL 1981, c. 600, is amended to read:

3. Scope of adjustment. Changes in the cost of gas purchased by the gas company for use in the State shall constitute the only items subject to adjustment, pursuant to regulations promulgated by the commission under this section, provided that the commission may credit against the cost of gas any and all profits received by the gas company from sales of gas to interruptible customers to the extent that the revenues exceed the actual costs of the interruptible sales.

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

Effective March 7, 1984.

CHAPTER 638

S.P. 686 - L.D. 1893

AN ACT Concerning Repeal of Commercial Fishing for Atlantic Salmon in the St. Croix River.

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

12 MRSA §6553, sub-§4, as enacted by PL 1977, c. 661, §5, is repealed.

Effective July 25, 1984.

CHAPTER 639

H.P. 1507 - L.D. 1982

AN ACT to Authorize a School Administrative District to Reconsider the Use of the Alternative Voting Procedure for the Adoption of its School Budget.

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

Sec. 1. 20-A MRSA §1305, first ¶, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

If requested by a written petition of at least 10% of the number of voters voting in the last gubernatorial election in the municipalities within the district, the board of directors shall cause the following article to be voted on by the voters of the member municipalities.

"Shall School Administrative District No. . . . require that the voting at future district budget meetings and special district budget meet-