

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**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

---

---

Sec. 7. Preproject planning cost. In accordance with the Revised Statutes, Title 12, section 8426, the Legislature determines the cost of preproject planning activities for the period beginning October 1, 1984, and ending April 30, 1985, is \$550,000

Effective July 25, 1984.

---

---

## CHAPTER 811

H.P. 1826 - L.D. 2421

### AN ACT to Fairly Apportion the Cost of Canceled Electric Generating Facilities.

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

Sec. 1. 35 MRSA §52-A, as amended by PL 1983, c. 628, is repealed.

Sec. 2. 35 MRSA §52-B is enacted to read:

§52-B. Recovery of cost of canceled or abandoned electric generating facility

1. Determining rate-making treatment. In determining the rate-making treatment for a utility's investment in canceled or abandoned electric generating facilities, the commission shall balance the interests of the utility and ratepayers in a just and reasonable manner in each individual case. The commission shall not permit a utility to recover in rates any costs incurred imprudently in relation to an investment in a canceled or abandoned electric generating facility.

2. Canceled or abandoned generating facilities. As used in this section, the term "canceled or abandoned generating facilities" means any electric generating facility canceled or abandoned by the owner or by the joint participants in the facility in accordance with the terms of applicable agreements or otherwise.

3. Exception. This section does not apply to any canceled or abandoned electric 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.

4. This section not intended to indicate preference. Neither anything in this section nor the repeal of section 52-A is intended to indicate a preference for any particular rate-making treatment of a utility's investment in a canceled or abandoned plant and the manner of the recovery, if any, of the investment shall be left to the commission's discretion.

5. Canceled plant recovery filing fee. Any utility requesting recovery in rates of its investment in a canceled or abandoned electric generating facility shall pay to the commission a filing fee of \$75,000 for each facility. The utility may request the commission to waive all or a portion of the filing fee. Notwithstanding any other provision of law, filing fees paid as required in this section shall be segregated, apportioned and expended by the commission for the purposes of this section. Any portion of the filing fee that is received from any utility and is not expended by the commission for the purposes of this section shall be returned to the utility.

Effective July 25, 1984.

---



---

## CHAPTER 812

H.P. 1807 - L.D. 2389

AN ACT to Establish Standards and a  
Policy for the Compensation of Members of  
Boards, Commissions and Similar Organizations.

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

Sec. 1. 1 MRS §1002, sub-§§1 and 4, as enacted by PL 1975, c. 621, §1, are amended to read:

1. Membership. The Commission on Governmental Ethics and Election Practices, ~~hereinafter~~ established by Title 5, section 12004, subsection 8, called the "commission," shall consist of 7 members to be appointed as follows:

A. The President of the Senate and the floor leaders of the 2 major parties in the Senate shall each appoint one member, with the concurrence of 2/3 vote of the Senate. Each such member shall be appointed in January of each even-