

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND THIRTEENTH LEGISLATURE**  
**FIRST REGULAR SESSION**

**December 3, 1986 to June 30, 1987**

**Chapters 1-542**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Twin City Printery**  
**Lewiston, Maine**  
**1987**

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION  
of the  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
1987

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contract or agreement for which commission approval is required under section 3132 or 3133 or to any contract with a cogenerator or small power producer as defined by section 3303. This section applies to contracts or agreements which take effect on or after the effective date of this section.

4. Filing fee. A utility or utilities filing a petition under this section shall pay to the Public Utilities Commission at the time of filing an amount equal to 2/100 of 1% of the estimated cost of the contract or agreement. The utility or utilities, at or before the time of filing of notice of its intent to file the petition, may request the commission to waive all or a portion of the filing fee as unnecessary to help defray the cost of review. The commission shall rule on the request for waiver within 60 days.

Notwithstanding this Title, filing fees paid as required in this subsection 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 a utility or utilities and is not expended by the commission to process the petition for a certificate of public convenience and necessity shall be returned to the utility or utilities.

5. Amendments, extensions and renewals. This section applies to any amendment, extension or renewal of any significant agreement or contract subject to this section for which the original contract was subject to approval by the commission.

A. The commission may waive the approval requirements of this section with respect to a particular agreement or group of agreements upon request by the utility. The commission may also waive the 2-month notice requirement in subsection 1. If the commission does not respond to a request for waiver within 30 days, the request shall be deemed to have been granted. The commission shall prescribe by rule the content of a request for waiver in certain circumstances.

B. For any amendment, extension or renewal of any contract otherwise subject to this section for which the original contract was not subject to approval by the commission, the utility shall file a copy of the proposed amendment, extension or renewal with the commission within 7 days of the day when the utility receives notice of the proposal, but approval is not required under this section.

Effective September 29, 1987.

## CHAPTER 388

H.P. 1301 — L.D. 1780

AN ACT to Clarify the Authority of the  
Superintendent of Insurance to Assign  
Risks for Workers' Compensation Insurance.

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

Sec. 1. 24-A MRSA §2350, sub-§1, ¶H is enacted to read:

H. The superintendent may make assignments of specific insureds to specific insurers required to participate in the accident prevention account.

Sec. 2. 24-A MRSA §2350, sub-§2, ¶H is enacted to read:

H. The superintendent may make assignments of specific insureds to specific insurers required to participate in the safety pool.

Effective September 29, 1987.

## CHAPTER 389

H.P. 1304 — L.D. 1783

AN ACT to Require Licensing of Adult Day Care  
Services in Maine.

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

Sec. 1. 22 MRSA §7702, as amended by PL 1983, c. 691, §1, is further amended to read:

§7702. Violation; penalty

Whoever violates any provision of this subtitle shall be punished by a fine of not more than \$500 or by imprisonment for not more than 11 months, or by both, except that anyone violating sections 7703 and 8305 and 8603 shall be punished only by a fine of not more than \$500.

Sec. 2. 22 MRSA §7801, sub-§1, ¶E, as repealed and replaced by PL 1983, c. 386, §1, is amended to read:

E. A day care facility; or

Sec. 3. 22 MRSA §7801, sub-§1, ¶F, as enacted by PL 1983, c. 386, §1, is amended to read:

F. A nursery school; or

Sec. 4. 22 MRSA §7801, sub-§1, ¶G is enacted to read:

G. An adult day care program.

Sec. 5. 22 MRSA c. 1679 is enacted to read:

## CHAPTER 1679

### ADULT DAY CARE PROGRAM