

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
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J.S. McCarthy Company
Augusta, Maine
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PUBLIC LAWS
OF THE
STATE OF MAINE

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1991

issued to finance projects at a particular participating hospital, participating community mental health facility or participating institution for higher education without distinction or priority of one over another, provided the authority in any such resolution or trust agreement may provide that such sinking or other similar fund ~~shall be~~ is the fund for a particular project at a participating hospital, participating community mental health facility or participating institution for higher education and for the bonds issued to finance a particular project and may, additionally, permit and provide for the issuance of bonds having a subordinate lien in respect of the security herein authorized to other bonds of the authority, and, in such case, the authority may create separate sinking or other similar funds in respect of such subordinate lien bonds.

See title page for effective date.

CHAPTER 51

H.P. 32 - L.D. 42

An Act to Strengthen the Operating-under-the-influence Laws

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

Whereas, the safety of persons using Maine roadways is a vital concern to the State; and

Whereas, the safety of these persons is jeopardized by drivers under the influence of lawfully used prescription drugs; 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:

29 MRSA §1312-B, sub-§1-B, as enacted by PL 1989, c. 784, §4, is repealed.

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

Effective April 29, 1991.

CHAPTER 52

S.P. 19 - L.D. 8

An Act to Regulate Water Utilities

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

Whereas, certain amendments to federal law may result in local water districts making costly additions or alterations to their existing water systems and thus requesting large rate increases; and

Whereas, proposals for extraordinary increases in water district rates will pose an extreme financial hardship on the citizens of the State; and

Whereas, the involvement of, and review by, the Public Utilities Commission will serve to minimize these rate increases; 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:

Sec. 1. 35-A MRSA §6102, as enacted by PL 1987, c. 141, Pt. A, §6, is repealed and the following enacted in its place:

§6102. Filing with the commission plans for construction or improvements of water systems

1. General requirements. Any water utility, before commencing construction of a new water system or a major addition to or alteration of an existing water system, shall file with the commission, in accordance with the commission's rules, plans and specifications for the construction, addition or alteration in order to obtain the advice of the commission as to cost, method of financing and adherence to proper engineering standards.

2. Certain construction or improvements; additional requirements. Any water utility that, in whole or in part in consequence of the requirements of the federal Safe Drinking Water Act, 42 United States Code, Sections 300f to 300j-11, will incur expenses in the construction of any new water system or major addition to or alteration of an existing system that is likely to result in increases in rates, tolls or charges of more than 50% of the utility's annual operating revenues and that acquires preliminary engineering estimates after July 1, 1991 shall:

A. Provide the commission with documentation of the preliminary engineering estimates of the costs of siting,