

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**SECOND REGULAR SESSION**

**January 5, 1994 to April 14, 1994**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 14, 1994**

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

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1993**

apply if the consumer reporting agency provides a copy of the report to the consumer.

See title page for effective date.

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## CHAPTER 506

S.P. 577 - L.D. 1621

### An Act to Protect Utility Consumers from Bearing Responsibility for Utility Mismanagement

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

**Sec. 1.** 35-A MRSA §301, sub-§4, ¶B, as amended by PL 1987, c. 377, is further amended to read:

B. May ~~Shall~~, to a level within the commission's discretion, consider whether the utility is operating as efficiently as possible and is utilizing sound management practices, including the treatment in rates of executive compensation.

See title page for effective date.

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## CHAPTER 507

S.P. 565 - L.D. 1600

### An Act to Amend the Liquor Laws Pertaining to the Delivery of Beer and Wine

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

**Sec. 1.** 28-A MRSA §1361, sub-§4, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

**4. No sales of malt liquor or wine to person without wholesale license.** No certificate of approval holder, except a small Maine brewery or Maine farm winery licensee allowed to sell directly to retailers, may sell or cause to be transported into the State any malt liquor or wine to any person to whom a Maine wholesale license has not been issued by the commission. Malt liquor or wine must be delivered to the place of business of the wholesaler as shown in the wholesaler's license, must be unloaded and inventoried at the wholesaler's premises upon the wholesaler's receipt of the shipment and must come to rest before delivery is made to any retailer to enable the bureau to inspect and inventory wholesale warehouses for the purpose of verifying taxes that are required to

be paid on malt liquor and wine purchased by importers.

See title page for effective date.

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## CHAPTER 508

H.P. 1409 - L.D. 1919

### An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 1994

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

**Whereas,** the 90-day period may not terminate until after the beginning of the next fiscal year; and

**Whereas,** certain obligations and expenses will become due and payable on or immediately after July 1, 1993; 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:

### PART A

**Sec. A-1. Supplemental appropriations from General Fund.** There are appropriated from the General Fund for the fiscal year ending June 30, 1994, to the departments listed, the following sums.

1993-94

#### ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

#### Office of the Commissioner - Administrative and Financial Services

Personal Services (\$16,600)