

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

FIRST REGULAR SESSION
December 2, 1998 to June 19, 1999

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IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1999

penalties imposed on a facility may not be greater than a sum equal to ~~\$5~~ \$10 times the total number of residents residing in the facility per violation, up to a maximum of ~~\$5,000~~ \$10,000 for each instance in which the department issues a statement of deficiency to a skilled nursing or intermediate care facility, or ~~\$3~~ \$6 times the total number of residents residing in the facility per violation, up to a maximum of ~~\$3,000~~ \$6,000 in each instance in which the department issues a statement of deficiency to any ~~residential care assisted living~~ facility.

See title page for effective date.

CHAPTER 100

H.P. 1028 - L.D. 1450

An Act to Amend Agency Disclosure within the Real Estate Brokerage Laws

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

Sec. 1. 32 MRSA §13279, as enacted by PL 1993, c. 679, §1, is amended to read:

§13279. Real estate brokerage agency disclosure required

A real estate brokerage agency shall provide in a timely manner to buyers and sellers of residential real property a meaningful, written real estate brokerage agency relationship disclosure form as defined and mandated by rules adopted by the commission. For purposes of this section, "residential real property" means real estate consisting of not less than one nor more than 4 residential dwelling units.

See title page for effective date.

CHAPTER 101

H.P. 742 - L.D. 1032

An Act to Require Motor Vehicles to Stop for All Pedestrians in a Marked Crosswalk

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

Sec. 1. 29-A MRSA §2056, sub-§4, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

4. Pedestrians in marked crosswalks. When traffic-control devices are not in operation, an operator must yield the right-of-way to a pedestrian crossing within a marked crosswalk ~~when the pedestrian is on the same half of the way or approaching so closely as to be in danger.~~

See title page for effective date.

CHAPTER 102

S.P. 496 - L.D. 1481

An Act to Increase the Contingency Reserve Fund Percentage for Consumer-owned Electric Utilities

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

Sec. 1. 35-A MRSA §3503, sub-§5, ¶C, as amended by PL 1993, c. 512, §3, is further amended to read:

C. For consumer-owned electric utilities, except rural electrification cooperatives:

(1) To provide each year a sum equal to not less than 2% nor more than 10% of the term indebtedness represented by the issuance of bonds created or assumed by the utility, which sum must be turned into a sinking fund and kept to provide for the extinguishment of term indebtedness. The money set aside in this sinking fund and all interest accrued to this fund must be devoted to the retirement of the term obligations of the utility and may be invested in such securities as savings banks in the State are allowed to hold;

(2) To provide for annual principal payments on serial indebtedness created or assumed by the utility; and

(3) To provide for a contingency reserve fund, 1/2 of which may be used for capital purposes, to reflect up to a ~~5%~~ 25% addition to yearly revenues over the amount required to operate the electric utility, not including purchased power supply costs, if any. Any surplus in excess of ~~5%~~ this 25% must be used to offset future revenue requirements in the setting of rates. Any interest generated on these funds must be deposited into the contingency reserve fund. The balance in the contingency reserve fund at the close of the utility's fiscal year may not exceed ~~5%~~ 25% of the yearly revenues over the amount required to op-