

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

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 18, 1999

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

J.S. McCarthy Company
Augusta, Maine
1999

Fund are scheduled to be repealed on July 1, 1999; and

Whereas, this legislation repeals those repeal dates; 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. 12 MRSA §6073-A, as enacted by PL 1991, c. 381, §5, is amended to read:

§6073-A. Minimum size exemption; aquaculture

The holder of a lease issued under section 6072, 6072-A or 6072-B is exempt from any requirement regarding the minimum or maximum length or other minimum or maximum size requirement for ~~finfish~~ any marine organism cultivated on the leased area. The exemption applies only to those organisms actually cultivated on the leased area. The commissioner shall require a system of identification of organisms exempted under this section.

Sec. 2. 12 MRSA §6074, sub-§1, ¶A, as repealed and replaced by PL 1983, c. 662, §2, is repealed.

Sec. 3. 12 MRSA §6074, sub-§1, ¶B is enacted to read:

B. Any species grown in a hatchery for stock enhancement or resale for purposes of cultivation or stock enhancement.

Sec. 4. 12 MRSA §6078, sub-§9, as amended by PL 1997, c. 189, §1, is repealed.

Sec. 5. 12 MRSA §6080, sub-§6, as amended by PL 1997, c. 189, §2, is repealed.

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

Effective May 12, 1999.

CHAPTER 157

S.P. 383 - L.D. 1162

**An Act to Require Legislative Review
of Rules Regarding Campaign
Report Filing Forms**

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

Sec. 1. 21-A MRSA §1017, sub-§6, as amended by PL 1991, c. 839, §19 and affected by §34, is further amended to read:

6. Forms. Reports required by this section must be on forms prescribed, prepared and sent by the commission to the treasurer of each registered candidate at least 7 days before the filing date for the report. Persons filing reports may use additional pages if necessary, but the pages must be the same size as the pages of the form. Although the commission mails the forms for required reports, failure to receive forms by mail does not excuse treasurers, committees and other persons who must file reports from otherwise obtaining the forms.

Rules of the commission establishing campaign report filing forms for candidates are major substantive rules as defined in Title 5, chapter 375, subchapter II-A.

See title page for effective date.

CHAPTER 158

S.P. 439 - L.D. 1276

**An Act Relating to Utilities and
Affiliated Interests**

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

Sec. 1. 35-A MRSA §713, as enacted by PL 1997, c. 237, §2, is amended to read:

§713. Unregulated business ventures of utilities

A utility may not charge its ratepayers for costs attributable to unregulated business ventures undertaken by the utility or an affiliated interest. The commission shall allocate, between a utility's shareholders and ratepayers, costs for facilities, services or intangibles, including good will or use of a brand name, that are shared between regulated and unregulated business activities. The commission shall also attempt to ensure that the utility or the affiliated interest does not have an ~~undue unfair~~ advantage in any competitive market as a result of its regulated status or its affiliation with a regulated utility.

Complaints by entities competing with a utility or an affiliated interest in an unregulated market, alleging that the utility or affiliated interest has an undue competitive advantage ~~as a result of any relationship with the parent or affiliated regulated utility~~ must be adjudicated by the commission. The commission shall render a decision on any complaint