

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

E. Shall, for the purposes of calculating program costs for state subsidy purposes for fiscal year 2000-01 for the City of Portland and the other school units affiliated with Portland Arts and Technology High School, reallocate the total applied technology education costs of Portland Arts and Technology High School for fiscal year 1998-99 among the City of Portland and those units on the basis of the average of the percentage of the number of pupils attending Portland Arts and Technology High School from the City of Portland and each of those units on October 1, 1997 and October 1, 1998;

F. Shall, for the purposes of calculating program costs for state subsidy purposes for fiscal year 2001-02 for the City of Portland and the other school units affiliated with Portland Arts and Technology High School, reallocate the total applied technology education costs for fiscal year 1999-00 among the City of Portland and those units on the basis of the average of the percentage of the number of pupils attending Portland Arts and Technology High School from the City of Portland and each of those units on October 1, 1998 and October 1, 1999;

G. Shall, for the purposes of calculating program costs for state subsidy purposes of fiscal year 2000-01 for the City of Westbrook and the other school units affiliated with Westbrook Regional Vocational Center, reallocate the total applied technology education costs of Westbrook Regional Vocational Center for fiscal year 1998-99 among the City of Westbrook and those units on the basis of the average of the percentage of the number of pupils attending Westbrook Regional Vocational Center from the City of Westbrook and each of those units on October 1, 1997 and October 1, 1998; and

H. Shall, for the purposes of calculating program costs for state subsidy purposes for the fiscal year 2001-02 for the City of Westbrook and the other school units affiliated with Westbrook Regional Vocational Center, reallocate the total applied technology education costs of Westbrook Regional Vocational Center for fiscal year 1999-00 among the City of Westbrook and those units on the basis of the average of the percentage of the number of pupils attending Westbrook Regional Vocational Center from the City of Westbrook and each of those units on October 1, 1998 and October 1, 1999.

Sec. 4. 20-A MRSA §8404, sub-§4 is enacted to read:

4. Cost-sharing agreement; amend. The commissioner may approve an amendment to the cost-

sharing agreement of an applied technology center, adopted by the participating school units, that provides that the costs of the applied technology center must be reallocated among the participating school units for the purposes of calculating the state subsidy to those units for not more than 2 years in order to ease the transition to a new cost-sharing agreement.

See title page for effective date.

CHAPTER 227

S.P. 530 - L.D. 1563

An Act to Implement the Recommendations of the Commission to Study the Funding and Distribution of Teletypewriters and Other Telecommunications Equipment for People with Disabilities

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

Sec. 1. 26 MRSA §1419-A, sub-§2, as amended by PL 1997, c. 751, Pt. A, §4, is further amended to read:

2. Telecommunications Equipment Fund. There is established the Telecommunications Equipment Fund to be used by the Division of Deafness within the Bureau of Rehabilitation Services. The fund is nonlapsing. The Division of Deafness may accept gifts or grants for the purposes of this section. These gifts and grants and authorized appropriations must be deposited in the Telecommunications Equipment Fund and disbursed in accordance with this section. The Telecommunications Equipment Fund may be used for purchase, lease, distribution, upgrading, installation, maintenance and repair of specialized customer telecommunications equipment for deaf, hard-of-hearing or speech-impaired persons and persons with disabilities. The Division of Deafness may draw on the Telecommunications Equipment Fund in accordance with the telecommunications equipment plan required under subsection 3.

Sec. 2. 26 MRSA §1419-A, sub-§5 is enacted to read:

5. Assessment on telecommunications carriers. The Bureau of Rehabilitation Services, beginning in fiscal year 1999-2000, shall assess annually telecommunications carriers in accordance with this subsection and deposit the funds collected in the Telecommunications Equipment Fund. The bureau shall assess telecommunications carriers in accordance with a schedule established by the Public Utilities Commission in accordance with this subsection.

A. The Public Utilities Commission shall determine which carriers are to be assessed under this subsection based on an evaluation of the extent of business activity undertaken by carriers in the State and the practicalities of making the assessment. The Public Utilities Commission shall include as many carriers as reasonably practicable in order to ensure a fair and broad allocation of the assessment.

B. The Public Utilities Commission shall establish an assessment schedule that is proportional to the gross annual revenues of the carriers identified for assessment and that will generate an annual aggregate of \$85,000.

C. A telecommunications carrier doing business in this State, including a provider of interstate services and a provider of wireless services, shall provide to the Public Utilities Commission, on request, records relating to its gross revenues. At the request of a carrier, the Public Utilities Commission may issue a protective order in accordance with the Maine Rules of Civil Procedure, Rule 26 (c) to protect any confidential business information provided by the carrier. Records placed under protective order by the Public Utilities Commission to this paragraph are within the scope of a privilege against discovery within the meaning of Title 1, section 402, subsection 3, paragraph B and are not public records while under the protective order.

Sec. 3. PL 1997, c. 751, Pt. A, §5 is repealed.

Sec. 4. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

	1999-00	2000-01
LABOR, DEPARTMENT OF		
Rehabilitation Services		
All Other	\$85,000	\$85,000
Provides additional allocations for the Telecommunications Equipment Fund.		

See title page for effective date.

CHAPTER 228

H.P. 803 - L.D. 1126

An Act to Increase Internal Plumbing Fees and Remedy Inconsistencies in Plumbing Laws

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

Sec. 1. 30-A MRSA §4211, sub-§1, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

1. Municipal ordinances. Municipalities may enact ordinances under their home rule authority ~~which that~~ are more restrictive than rules governing plumbing or subsurface ~~waste-water wastewater~~ disposal systems adopted by the ~~department~~ Department of Professional and Financial Regulation and the Department of Human Services, respectively. ~~The~~ Either department may provide technical assistance to municipalities in the development of ordinances under this subchapter, pertaining to their respective rules. The municipality shall enforce any such ordinance.

Sec. 2. 30-A MRSA §4211, sub-§2, as amended by PL 1993, c. 404, Pt. C, §1, is further amended to read:

2. State rules. ~~No~~ A municipal ordinance may not be less restrictive than the rules of the department relating to ~~plumbing or~~ subsurface ~~waste-water wastewater~~ disposal systems as adopted under Title 22, section 42. The rules of the department relating to all ~~plumbing or~~ subsurface ~~waste-water wastewater~~ disposal systems have full force and effect, provided that, to the extent that a municipality has enacted more restrictive ordinances, the provisions of those ordinances prevail.

Sec. 3. 30-A MRSA §4211, sub-§5, as amended by PL 1997, c. 106, §1, is further amended to read:

5. Permit fees. The following permit fees may be charged.

A. A plumbing permit fee of \$4 ~~\$6~~ per internal fixture may be charged.

~~B. A maximum plumbing permit fee of \$4 may be charged for all other internal plumbing work.~~

C. A minimum fee, not to exceed ~~\$12~~ \$24, may be charged for all internal plumbing permits combined.

D. A nonengineered subsurface ~~waste-water wastewater~~ disposal system fee not to exceed \$100 may be charged.

Sec. 4. 30-A MRSA §4212, sub-§§1 and 2, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, are further amended to read:

1. Administration of rules. The department is responsible for ensuring the proper administration of the ~~plumbing and~~ subsurface ~~waste-water wastewater~~