

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

CHAPTER 32**S.P. 405 - L.D. 1194****Resolve, Relating to Basic Service Calling Areas****Sec. 1. Examination of issues; report.**

Resolved: That the Public Utilities Commission shall undertake an examination of single-exchange, flat-rate, basic service calling areas and shall develop proposals for expanding those areas. The commission shall report its findings and proposals to the Joint Standing Committee on Utilities and Energy by December 31, 1999. The Joint Standing Committee on Utilities and Energy may report out legislation concerning basic service calling areas to the Second Regular Session of the 119th Legislature.

See title page for effective date.

CHAPTER 33**H.P. 172 - L.D. 250****Resolve, to Name the State Office Building the Burton M. Cross Building****Sec. 1. Naming the State Office Building.**

Resolved: That the State Office Building located in Augusta is named the Burton M. Cross Building. The official naming will coincide with the reopening of the renovated State Office Building in 2001.

See title page for effective date.

CHAPTER 34**H.P. 1173 - L.D. 1684****Resolve, Regarding Legislative Review of Chapter 306: Uniform Disclosure and Informational Filing Requirements, a Major Substantive Rule of the Public Utilities Commission**

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

Whereas, the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter II-A, requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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

Sec. 1. Adoption. Resolved: That final adoption of Chapter 306: Uniform Disclosure and Informational Filing Requirements, a provisionally adopted major substantive rule of the Public Utilities Commission, and submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized only if the rule is amended to:

1. Require that the disclosure label be provided to customers on a quarterly basis rather than on a semiannual basis.

The Public Utilities Commission is not required to hold hearings or conduct other formal proceedings prior to finally adopting the rule in accordance with this resolve.

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

Effective May 18, 1999.

CHAPTER 35**H.P. 1480 - L.D. 2120****Resolve, Establishing an Improved Capital Planning Process**

Sec. 1. Review State Government's capital planning process. Resolved: That the Department of Administrative and Financial Services, in consultation with such other agencies as the commissioner considers appropriate, shall review the current methodology used to plan for, and recommend, capital expenditures. For the purposes of this resolve, "capital expenditures" includes renovations, repairs, major maintenance, new construction, land purchases and equipment purchases exceeding \$3,000; and be it further

Sec. 2. Duties. Resolved: That the duties of the Department of Administrative and Financial