

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

SECOND REGULAR SESSION
January 5, 2000 to May 12, 2000

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 11, 2000

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
2000

D. Appropriateness of standby rates and station service rates for customers using distributed generation;

E. Use of net billing and metering arrangements; and

F. Regulation of interconnection; and be it further

Sec. 2. Report. Resolved: That the Public Utilities Commission shall issue a report to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters no later than October 1, 2001 of its findings and recommendations resulting from its examination pursuant to section one of this resolve; and be it further

Sec. 3. Authority to report legislation. Resolved: That the joint standing committee of the Legislature having jurisdiction over utilities and energy matters may report out legislation on distributed generation to the First Regular Session or the Second Regular Session of the 120th Legislature after receiving the final report of the Public Utilities Commission pursuant to section 2 of this resolve.

See title page for effective date.

CHAPTER 108

H.P. 1852 - L.D. 2590

Resolve, Regarding Legislative Review of Chapter 9: Rules Governing Administrative Civil Money Penalties for Labor Law Violations, a Major Substantive Rule of the Department of Labor

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 Revised Statutes, 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 9: Rules Governing Administrative Civil Money Penalties for Labor Law Violations, a provisionally adopted major substantive rule of the Department of Labor, that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A is authorized.

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

Effective April 10, 2000.

CHAPTER 109

H.P. 1934 - L.D. 2678

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 2000

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

Whereas, Kennebec County has certain expenses and liabilities that must be met as they become due; and

Whereas, it is necessary that the taxes for the year 2000 be immediately assessed in order to provide the required revenue for the county; 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. Kennebec County; taxes apportioned. Resolved: That the following sum is granted as a tax on Kennebec County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized in this resolve, and for other purposes of law, for the calendar year 2000:

2000 TAX

\$5,380,725

; and be it further

Sec. 2. General Fund expenditures authorized. Resolved: That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 2000, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for each account in the county budget:

APPROPRIATION ACCOUNT NUMBER	APPROPRIATIONS
1005 - Superior Court Contractual Services	\$16,100
1010 - Emergency Management Agency Personal Services Contractual Services Commodities	45,530 5,294 1,800
1015 - District Attorney Personal Services Contractual Services Commodities Capital Expenditures	236,746 83,050 17,200 15,000
1020 - County Commissioners Personal Services Contractual Services Commodities	52,844 9,650 1,850
1025 - County Treasurer Personal Services Contractual Services Commodities Capital Expenditures	37,348 7,300 3,200 2,500
1040 - Facilities Management Personal Services Contractual Services Commodities Capital Expenditures	81,771 85,257 26,650 14,537
1050 - Jail Personal Services	1,980,026

Contractual Services	534,814
Commodities	260,065
Capital Expenditures	23,527
1065 - Register of Deeds Personal Services Contractual Services Commodities Capital Expenditures	172,075 253,500 12,800 8,000
1070 - Register of Probate Personal Services Contractual Services Commodities Capital Expenditures	153,597 39,224 12,940 3,000
1075 - Sheriff Personal Services Contractual Services Commodities Capital Expenditures	707,803 132,175 32,267 117,953
1090 - Auditing Contractual Services	10,000
1095 - Debt Service Contractual Services: Tax Anticipation Notes Bond (Principal and Interest) Legal Services	100,200 797,038 6,500
2005 - Extension Services Contractual Services	28,125
2025 - Employee Benefits Contractual Services: Health Insurance Benefit Reserve Unemployment Retirement Deferred Compensation Social Security Workers' Compensation	625,000 31,209 23,000 14,000 180,000 272,500 80,000
2040 - County Copier Contractual Services	2,000
2045 - Program Grants Contractual Services: KCVCOG Soil and Water	3,000 5,000
2050 - Insurances Contractual Services	104,000
2075 - Property Improvement Capital Expenditures	90,000
2080 - Contingency	40,000
2090 - Miscellaneous Contractual Services:	

Association Dues 550

TOTAL GENERAL FUND \$7,599,515

; and be it further

Sec. 3. Summary. Resolved: That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calendar year 2000. The following is a summary of revenues and appropriations:

Total Appropriations \$7,599,515

Available Credits:

Estimated Revenue \$1,429,346
 Community Corrections 415,940
 Transfer from Surplus 373,504

Total Available Credits 2,218,790

Amount to be raised by taxation \$5,380,725

; and be it further

Sec. 4. Other revenues. Resolved: That the county is authorized to expend funds from unexpected grants, unexpected revenues or revenues restricted by law, contract or regulation that may become available to the county during 2000 from federal, state or private sources provided they are expended pursuant to the Maine Revised Statutes, Title 30-A, section 704; and be it further

Sec. 5. Subsidiary budget. Resolved: That the following sums derived from special revenue accounts and based on the county budget filed in the Department of the Secretary of State are authorized as subsidiary budget expenditures by the county during calendar year 2000:

DEPT. NO.	DESCRIPTION	PER COUNTY COMMISSIONERS
3901	Maine Revenue Service	
	Personal Services	\$90,551
	Operational Cost	46,469
	Benefit Costs	29,076
	Total	166,096
3902	Maine Drug Enforcement	
	Personal Services	34,382
	Operational Costs	500
	Benefit Costs	12,052
	Total	46,934
3903	Court Security	

Personal Services 156,738
 Operational Cost 3,476
 Benefit Costs 17,820

Total 178,034

0036 Thumbs Up
 Personal Services 12,000
 Operational Cost 8,000

Total 20,000

0021 Jail Inmate Fund
 Miscellaneous Expense 70,000

0022 Inmate Telephone Fund
 Miscellaneous Expense 37,300

0035 OUI Schools
 Miscellaneous Expense 20,750

TOTAL SUBSIDIARY BUDGET \$539,114

Available Credits

Maine Revenue Service 166,096
 Maine Drug Enforcement 46,934
 Court Security 178,034
 Thumbs Up 20,000
 Jail Inmate Fund 80,000
 Jail Telephone Fund 59,300
 OUI Program 20,750

Total 571,114

EXPENDITURES MINUS REVENUES \$32,000

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

Effective April 10, 2000.

CHAPTER 110

H.P. 1885 - L.D. 2624

Resolve, to Improve the Services Provided by the Emergency Services Communication Bureau

Sec. 1. Monitoring plan. Resolved: That the Director of the Emergency Services Communication Bureau within the Department of Public Safety shall develop and begin implementing no later than August 1, 2000 a specific and detailed plan for monitoring, evaluating and making appropriate adjustments to the E-9-1-1 system as it is implemented