

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTIETH LEGISLATURE**

**FIRST SPECIAL SESSION**  
**November 13, 2002 to November 14, 2002**

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 4, 2002 to June 14, 2003**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**FEBRUARY 13, 2003**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 13, 2003**

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

---

---

**Penmor Lithographers**  
**Lewiston, Maine**  
**2003**

**Sec. 3. Report. Resolved:** That the Public Utilities Commission shall submit the results of its examination, together with any proposed legislation, to the Joint Standing Committee on Utilities and Energy by December 31, 2003. The commission's analysis must present consensus positions where possible and alternatives where agreement can not be reached; and be it further

**Sec. 4. Authority to report legislation. Resolved:** That the Joint Standing Committee on Utilities and Energy may report out legislation to the Second Regular Session of the 121st Legislature on the subject matter of the Public Utilities Commission's examination.

See title page for effective date.

---



---

## CHAPTER 46

H.P. 1091 - L.D. 1494

**Resolve, Regarding Legislative Review of Chapter 306: Information Disclosure Rule Amendment, 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 Revised Statutes, Title 5, chapter 375, subchapter 2-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: Information Disclosure Rule Amendment, a provisionally adopted major substantive rule of the Public Utilities Commission that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375,

subchapter 2-A, is authorized only if the rule is modified as follows:

1. In that portion designated §2 (B) (4), the sentence is removed that provides that fuel cells and geothermal, solar, tidal and wind power must be separately identified on the label only if contained in the competitive electricity provider's actual fuel mix; and

2. The sample label attached to the rule is amended as necessary to conform with the change required under subsection 1.

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 23, 2003.

---



---

## CHAPTER 47

H.P. 1143 - L.D. 1560

**Resolve, Regarding Legislative Review of Chapter 1: Community Industrial Building Program, a Major Substantive Rule of the Maine Rural Development Authority**

**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 2-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 1: Community Industrial Building Program, a provisionally adopted major substantive rule of the Maine Rural Development Authority that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

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

Effective May 23, 2003.

## CHAPTER 48

H.P. 158 - L.D. 199

**Resolve, Directing the Department of Agriculture, Food and Rural Resources, the Department of Education, the Department of Human Services and the Department of Labor To Review the 2002 United States Environmental Protection Agency List of Pesticides Registered and Classified as Known, Likely or Probable Human Carcinogens**

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

**Whereas,** rules governing the purchase and storage of hazardous chemicals vary among the Department of Agriculture, Food and Rural Resources, the Department of Education, the Department of Human Services and the Department of Labor; and

**Whereas,** the Department of Agriculture, Food and Rural Resources has new rules regarding the purchase and storage of hazardous chemicals that will become effective August 1, 2003; and

**Whereas,** a comprehensive review of existing policies may assist the departments in developing a consistent policy regarding the purchase and storage of hazardous chemicals; and

**Whereas,** the children of the State may benefit from a consistent statewide policy regarding the purchase and storage of hazardous chemicals; 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. Review. Resolved:** That the Department of Agriculture, Food and Rural Resources, the Department of Education, the Department of Human Services and the Department of Labor shall review the 2002 United States Environmental Protection Agency list of pesticides registered and classified as known, likely or probable human carcinogens and compare this list with current department rules governing the purchase and storage of hazardous chemicals. Following examination of these rules, the departments shall make joint recommendations to the Joint Standing Committee on Education and Cultural Affairs regarding proposed amendments to current department rules regarding the purchase and storage of hazardous chemicals; and be it further

**Sec. 2. Report. Resolved:** That, no later than July 1, 2003, the Department of Agriculture, Food and Rural Resources, the Department of Education, the Department of Human Services and the Department of Labor shall submit their report pursuant to section 1 to the Joint Standing Committee on Education and Cultural Affairs.

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

Effective May 27, 2003.

## CHAPTER 49

S.P. 305 - L.D. 909

**Resolve, Directing the Department of Professional and Financial Regulation To Conduct a Sunrise Review for the Regulation of Spoken Language Interpreters**

**Sec. 1. Department of Professional and Financial Regulation to conduct sunrise review. Resolved:** That the Department of Professional and Financial Regulation shall conduct an independent assessment for the regulation of spoken language interpreters in accordance with the Maine Revised Statutes, Title 32, section 60-K; and be it further

**Sec. 2. Reporting date established. Resolved:** That the Department of Professional and Financial Regulation shall report its findings to the Joint Standing Committee on Business, Research and Economic Development by January 15, 2004.

See title page for effective date.