

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 6, 2010 to April 12, 2010**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 12, 2010**

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

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**Augusta, Maine**  
**2010**

**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 285: Adjustment of Non-bank Mortgage Lender Fees To Fund Investigative and Legal Compliance Personnel, a provisionally adopted major substantive rule of the Department of Professional and Financial Regulation 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 legislation takes effect when approved.

Effective March 26, 2010.

**CHAPTER 178**

**H.P. 1081 - L.D. 1537**

**Resolve, Directing the Maine Human Rights Commission To Report on Improvements**

**Sec. 1. Maine Human Rights Commission. Resolved:** That the Maine Human Rights Commission shall report to the joint standing committee of the Legislature having jurisdiction over judiciary matters by February 1, 2011 concerning case processing revisions, planned case processing revisions and recommendations for legislative action, all to reduce the time for investigating complaints. The report must include the estimated costs of the revisions and the recommendations.

See title page for effective date.

**CHAPTER 179**

**H.P. 1119 - L.D. 1581**

**Resolve, Regarding Commercial Electricity Customers Whose Bills Increased after a Decrease in Electricity Use**

**Sec. 1. Best rate option; credit for affected customers. Resolved:** That, notwithstanding any other provision of law, the Public Utilities Commis-

sion shall direct the transmission and distribution utility serving those commercial electricity customers that are eligible for the best rate option pursuant to the final order in Public Utilities Commission Docket # 2009-397 dated March 5, 2010 that experienced higher electricity bills after decreasing their electricity use and to credit such a commercial electricity customer in a manner approved by the commission for the difference between what the customer was actually charged for delivery service during the 12-month period preceding the date of the final order and what the customer would have been charged under the best rate option during that period. The commission shall ensure that a transmission and distribution utility recovers in rates all costs incurred pursuant to this section.

See title page for effective date.

**CHAPTER 180**

**H.P. 1283 - L.D. 1795**

**Resolve, Regarding Legislative Review of Chapter 2: Standards for Qualifications of Assigned Counsel, a Major Substantive Rule of the Maine Commission on Indigent Legal Services**

**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 2: Standards for Qualifications of Assigned Counsel, a provisionally adopted major substantive rule of the Maine Commission on Indigent Legal Services that has been submitted to the Legislature for review pursuant to the Maine Revised Stat-