

# MAINE STATE LEGISLATURE

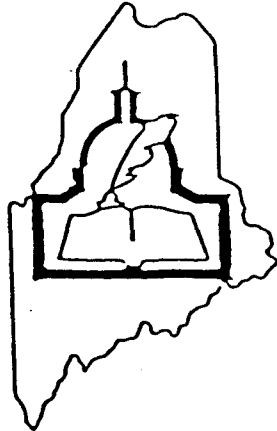
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STATE OF MAINE  
ONE HUNDRED AND TWELFTH LEGISLATURE  
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON  
UTILITIES  
BILL SUMMARY



MAY 1986

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ONE HUNDRED AND TWELFTH LEGISLATURE  
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
MAY 1986

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature, covering the Second Regular Session of the 112th Legislature. The summaries are arranged by LD number under each committee.

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-AM	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

The amendment provides a threshold of the greater of \$50,000 or 1% of the long-term debt for Public Utilities Commission approval of leases and restricts the provision to capital leases.

The amendment adds to the bill a requirement that a hearing date be set if the complaint is not dismissed and that the hearing actually be held if an informal resolution does not appear to be forthcoming.

The amendment retains from the bill the option of a fine instead of imprisonment, but also places an upper limit on the fine of \$100,000 and limits the offense to knowingly illegal issue of securities or misappropriation of proceeds.

The amendment deletes section 13 as discussed under section 5.

The amendment retains section 14. It is understood that the Public Utilities Commission will continue to include in its annual report to the Legislature a report on decommissioning filing fees.

The amendment deletes section 15 as discussed under section 5.

LD AN ACT TO CLARIFY THE CONFIDENTIALITY OF  
1737 ACCIDENT REPORTS

LVWD

Sponsor: VOSE, Clark, H., Paradis, E., Nicholson  
Committee Report: LVWD

SUMMARY: Under present law utilities must report accidents to the PUC. The PUC must investigate fatal accidents and may investigate other accidents, and the PUC may order appropriate action. Neither the order nor the recommendation of the PUC nor the accident report are admissible as evidence.

The bill makes this information confidential under the Freedom of Access Act and makes it unavailable to legal discovery.

LD AN ACT TO AMEND THE CHARTER OF THE BRUNSWICK  
1738 SEWER DISTRICT

ND LD 2256

Sponsor: PRIEST, Clark, N., Hayden, Rydell  
Committee Report: OTP-ND

SUMMARY: The Brunswick Sewer District Charter contains two sets of provisions relating to issuance of bonds, notes, etc. Section 31 of the Brunswick Sewer District Charter (P&SL 1981, c. 103). The other is Title 38, Section 1201 which is incorporated into the charter by subsection 4 of section 31 of that charter. That subsection states in brief that, "Bonds...shall be issued in accordance with...(38 MRSA §1201) unless otherwise specified in this charter.

The bill states there are some inconsistencies between these two sets of provisions, but does not identify them.

LD AN ACT TO FAIRLY APPORTION THE COST OF NEW ND LD 2359  
1745 WATER UTILITY SERVICES

Sponsor: MURPHY, T., Rolde, Maybury, Clark, N.  
Committee Report: OTP-ND

SUMMARY: The bill authorizes municipal and quasi-municipal water utilities to finance system expansion by assessing a system development charge on customers who require new connections or who expand their demand for water service. PUC approval is required only if the customers so petition. Fire service is exempt from the assessment. The assessment goes into a special fund and is not treated as income to the utility. (See LD 1747)

LD AN ACT TO AMEND THE CHARTER OF THE KENNEBUNK, LVWD  
1746 KENNEBUNKPORT AND WELLS WATER DISTRICT

Sponsor: MURPHY, T., Dutremble, Seavey, Wentworth  
Committee Report: LVWD

SUMMARY: The bill authorizes financing of water system expansion by assessment of a system development charge upon new customers and those who increase their demand. (See LD 1745)

LD AN ACT TO FAIRLY APPORTION THE COST OF WATER ND LD 2357  
1747 SYSTEM EXTENSIONS AND EXPANSIONS

Sponsor: ROLDE, Clark, N., Murphy, T.  
Committee Report: OTP-ND