

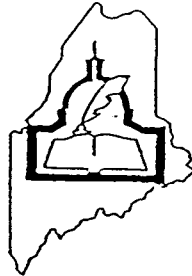
# MAINE STATE LEGISLATURE

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 scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
114TH LEGISLATURE  
FIRST REGULAR SESSION



BILL SUMMARY  
JOINT STANDING COMMITTEE  
ON  
UTILITIES  
  
JULY 1989

MEMBERS

Sen. Stephen M. Bost \*  
Sen. Charles P. Pray  
Sen. David L. Carpenter

Rep. Herbert E. Clark  
Rep. Alexander Richard  
Rep. Maria Glen Holt  
Rep. James R. Handy  
Rep. Norman R. Paul  
Rep. Herbert C. Adams  
Rep. Eugene J. Paradis  
Rep. Barbara E. Strout  
Rep. Rosalie H. Aikman  
Rep. John F. Marsh

\* Denotes Chair

Staff: Lars H. Rydell, Legislative Analyst

Office of Policy & Legal Analysis  
Room 101, State House Sta. 13  
Augusta, ME 04333  
(207) 289-1670

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, PRINCIPAL ANALYST  
ULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
WILBERT W. BREWER  
RODD R. BURROWES  
MIRO FLATEBO  
DEBORAH C. FRIEDMAN  
JOHN B. KNOX



STATE OF MAINE  
**OFFICE OF POLICY AND LEGAL ANALYSIS**  
ROOM 101/107/135  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL: (207) 289-1670

ANNIKA E. LANE  
EDWARD POTTER  
MARGARET J. REINSCH  
LARS H. RYDELL  
JOHN R. SELSER  
HAVEN WHITESIDE  
CAROLYN J. CHICK, RES. ASST  
ROBERT W. DUNN, RES. ASST  
HARTLEY PALLESCHI, JR., RES. ASST

ONE HUNDRED AND FOURTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1989

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. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

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

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)

HEESCHEN  
CLARK H  
HOLT  
BUSTIN

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-305

SUMMARY

The original bill would have allowed the Public Utilities Commission to order a utility to compensate an intervenor for reasonable attorney's fees, expert witness fees and other reasonable costs incurred in preparation and advocacy of the intervenor's position in any commission proceeding whenever the commission finds that:

- A. The position of the intervenor is not adequately represented by the Office of Public Advocate or the Public Utilities Commission staff;
- B. The intervenor substantially contributed to the approval, in whole or in part, of a position advocated by the intervenor in the commission proceeding; and
- C. Participation in the proceeding by the intervenor would impose a significant financial hardship on the intervenor.

Under existing statutes the commission can only provide intervenor status in commission proceeding brought by a utility under the Public Utilities Regulatory Policies Act of 1978, or PURPA.

The committee amendment makes it clear that there is a distinction between cases brought under PURPA and other cases. The first paragraph in the amendment restates existing law and continues the existing Public Utilities Commission procedure for intervenor funding in cases in which PURPA standards are implemented. The second paragraph is new and permits the commission to award intervenor funding in all other commission proceedings from the commission's Regulatory Fund and filing fees.

The second part of the amendment removes the definition of reasonable attorney's fees and replaces it with a provision to allow the commission to establish rules for implementing intervenor funding.

LD 1323 An Act to Govern the Formation of Water Districts

LV/WD

SPONSOR(S)

CLARK H

COMMITTEE REPORT

LV/WD

AMENDMENTS ADOPTED

SUMMARY

The bill would have provided a procedure through the Public Utilities Commission for the establishment of new water districts and the reestablishment within 2 years of existing water districts. The purpose of the bill was to provide local control of water district affairs, within established guidelines, and eliminate the need for legislative enactment and amendment of private and special laws relating to water districts.