

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Utilities and Energy*

August 2001

Members:

*Sen. Norman K. Ferguson, Chair
Sen. Sharon Anglin Treat
Sen. David L. Carpenter*

*Rep. William R. Savage, Chair
Rep. Monica McGlocklin
Rep. Albion D. Goodwin*

Rep. Lawrence Bliss

Rep. Christopher G. L. Hall

Rep. Peter L. Rines

Rep. Donald P. Berry, Sr.

Rep. Richard H. Duncan

Rep. Royce W. Perkins

Rep. Richard A. Crabtree

Staff:

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**120th Legislature
First Regular Session**

**Summary Of Legislation Before The Joint Standing Committees
August 2001**

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER..... *Bill Carried Over to Second Regular Session*
CON RES XXX..... *Chapter # of Constitutional Resolution passed by both Houses*
CONF CMTE UNABLE TO AGREE..... *Committee of Conference unable to agree; bill died*
DIED BETWEEN BODIES..... *House & Senate disagree; bill died*
DIED IN CONCURRENCE..... *One body accepts ONTP report; the other indefinitely postpones the bill*
DIED ON ADJOURNMENT..... *Action incomplete when session ended; bill died*
EMERGENCY..... *Enacted law takes effect sooner than 90 days*
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... *Emergency bill failed to get 2/3 vote*
FAILED ENACTMENT/FINAL PASSAGE..... *Bill failed to get majority vote*
FAILED MANDATE ENACTMENT..... *Bill imposing local mandate failed to get 2/3 vote*
NOT PROPERLY BEFORE THE BODY..... *Ruled out of order by the presiding officers; bill died*
INDEF PP..... *Bill Indefinitely Postponed*
ONTP..... *Ought Not To Pass report accepted*
OTP ND..... *Committee report Ought To Pass In New Draft*
OTP ND/NT..... *Committee report Ought To Pass In New Draft/New Title*
P&S XXX..... *Chapter # of enacted Private & Special Law*
PUBLIC XXX..... *Chapter # of enacted Public Law*
RESOLVE XXX..... *Chapter # of finally passed Resolve*
UNSIGNED..... *Bill held by Governor*
VETO SUSTAINED..... *Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is **September 21, 2001**.

David E. Boulter, Director
Offices Located in the State House, Rooms 101/107/135

Joint Standing Committee on Utilities and Energy

LD 357

An Act to Protect the State's Heating Oil Consumers

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GLYNN	ONTP	

LD 357 was a concept draft pursuant to Joint Rule 208. The bill proposed to study how the Legislature could establish an energy policy in the State that would protect consumers from the increasing costs of heating fuel. As proposed, the Legislature would work with the Finance Authority of Maine to develop a program that would offer low-interest loans or no-interest loans to fuel companies so that fuel companies could pass any savings on to the consumers.

LD 386

An Act Regarding the Use of Revenues Collected by the Public Utilities Commission

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCDONOUGH RAND	ONTP	

LD 386 proposed to make it unlawful for the Public Utilities Commission to pay dues from its budget to any regional or national organization without the explicit approval of the Legislature.

LD 390

An Act to Require Telephone Utility Participation in Enhanced 9-1-1

PUBLIC 53

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY D	OTP-AM	H-78

LD 390 proposed to require every telephone utility providing local exchange service in Maine to implement Enhanced 9-1-1 and to provide the necessary subscriber information to the E-9-1-1 system in a format established by Department of Public Safety, Emergency Services Communication Bureau rules. It also proposed to require each telephone utility and cellular or wireless telecommunications service provider to designate a contact person for all matters relating to E-9-1-1 service.

Committee Amendment "A" (H-78) proposed to do the following:

1. To change the term "local exchange telephone utility" to "local exchange carrier" and provide a definition of this term;
2. To provide that local exchange carriers and cellular and wireless providers must designate a primary contact person to work with the Emergency Services Communication Bureau but that that person may delegate the authority to others;

Joint Standing Committee on Utilities and Energy

3. To establish a penalty provision, administered by the Public Utilities Commission, for violations of the law;
4. To require the Emergency Services Communication Bureau to submit for review by the Joint Standing Committee on Utilities and Energy any rules it proposes to adopt pursuant to the Maine Revised Statutes, Title 25, section 2933; and
5. To add a fiscal note to the bill.

Enacted law summary

Public Law 2001, chapter 53 requires every telephone utility providing local exchange service in Maine to implement Enhanced 9-1-1 and to provide the necessary subscriber information to the E-9-1-1 system in the format and frequency established by Department of Public Safety, Emergency Services Communication Bureau rules. It requires local exchange carriers and cellular and wireless providers to designate a primary contact person to work with the Emergency Services Communication Bureau but that that person may delegate the authority to others. It establishes a penalty provision, administered by the Public Utilities Commission, for violations of the law. It also requires the Emergency Services Communication Bureau to submit for review by the Joint Standing Committee on Utilities and Energy any rules it proposes to adopt pursuant to the Maine Revised Statutes, Title 25, section 2933.

LD 420

An Act to Strengthen Energy Conservation

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVAGE W FERGUSON		

LD 420 proposes to require the Public Utilities Commission to establish total conservation program expenditures for each transmission and distribution utility that account for relative levels of total conservation program expenditures in this State compared with other New England states that do not exceed .25 cents per kilowatt hour.

LD 435

**An Act to Amend the Charter of the Lewiston-Auburn Water
Pollution Control Authority**

P & S 6

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAILHOT DOUGLASS	OTP-AM	H-22

LD 435 proposed to amend the Charter of the Lewiston-Auburn Water Pollution Control Authority to include Lewiston's Assistant City Administrator and Auburn's Assistant City Manager as board members under certain circumstances.

Committee Amendment "A" (H-22) proposed to remove language from the charter relative to the service of the City Administrator of Lewiston or the City Manager of Auburn on the board of the Lewiston-Auburn Water