

# 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*

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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](http://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

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**

Sponsor(s)  
SAVAGE W  
FERGUSON

Committee Report

Amendments Adopted

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**

Sponsor(s)  
MAILHOT  
DOUGLASS

Committee Report  
OTP-AM

Amendments Adopted  
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

## Joint Standing Committee on Utilities and Energy

Pollution Control Authority in the event of the termination of their offices. This language would no longer be needed as the bill would amend the charter to include the Assistant Administrator and Assistant City Manager as board member in the event of such terminations.

### *Enacted law summary*

Private and Special Law 2001, chapter 6 amends 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. It also removes 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 Pollution Control Authority in the event of the termination of their offices.

**LD 483**

**An Act to Revise the Sewer Lien Laws**

**PUBLIC 319**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| WINSOR            | OTP-AM MAJ              | H-460                     |
| BENNETT           | OTP-AM MIN              |                           |

LD 483 proposed to revise the law concerning sanitary district liens in 2 ways.

1. It proposed to provide that a sanitary district lien must be placed on a mobile home and not on the land when the mobile home is located on the land of another person and the owner of the mobile home is directly obligated to the district to pay the sewer rate.
2. It proposed to require the district to notify the owner of the real estate subject to a lien prior to foreclosure in the same manner as current law requires a municipality to notify prior to foreclosure the owner of real estate on which a tax lien has been placed.

**Committee Amendment "A" (H-460)** proposed to do the following.

1. Remove that portion of the bill that requires that a sanitary district lien be placed on a mobile home;
2. Add to the provision of the bill requiring a district to notify a person of the impending foreclosure of any lien placed the person's property by establishing the form of the notice; and
3. Add a mandate preamble to the bill.

### *Enacted law summary*

Public Law 2001, chapter 319 revises the law concerning sanitary district liens. It requires a district to notify the owner of real estate subject to a lien prior to foreclosure in the same manner as a municipality must provide such notice prior to foreclosure of a tax lien.