

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
SECOND REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON ENERGY, UTILITIES
AND TECHNOLOGY**

June 2012

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STAFF:

JEAN GUZZETTI, LEGISLATIVE ANALYST
JON CLARK, DEPUTY DIRECTOR
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

STATE OF MAINE

125TH LEGISLATURE
SECOND REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the Second Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

<i>CARRIED OVER</i>	<i>carried over to a subsequent session of the Legislature</i>
<i>CON RES XXX</i>	<i>chapter # of constitutional resolution passed by both houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; legislation died</i>
<i>DIED BETWEEN HOUSES</i>	<i>House & Senate disagreed; legislation died</i>
<i>DIED IN CONCURRENCE</i>	<i>defeated in each house, but on different motions; legislation died</i>
<i>DIED ON ADJOURNMENT</i>	<i>action incomplete when session ended; legislation died</i>
<i>EMERGENCY</i>	<i>enacted law takes effect sooner than 90 days after session adjournment</i>
<i>FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE</i>	<i>emergency failed to receive required 2/3 vote</i>
<i>FAILED, ENACTMENT or FINAL PASSAGE</i>	<i>failed to receive final majority vote</i>
<i>FAILED, MANDATE ENACTMENT</i>	<i>legislation proposing local mandate failed required 2/3 vote</i>
<i>HELD BY GOVERNOR</i>	<i>Governor has not signed; final disposition to be determined at subsequent session</i>
<i>LEAVE TO WITHDRAW</i>	<i>sponsor's request to withdraw legislation granted</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>ruled out of order by the presiding officer; legislation died</i>
<i>INDEF PP</i>	<i>indefinitely postponed; legislation died</i>
<i>ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X</i> ...	<i>ought-not-to-pass report accepted; legislation died</i>
<i>P&S XXX</i>	<i>chapter # of enacted private & special law</i>
<i>PUBLIC XXX</i>	<i>chapter # of enacted public Law</i>
<i>RESOLVE XXX</i>	<i>chapter # of finally passed resolve</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's veto</i>

The effective date for non-emergency legislation enacted in the Second Regular Session of the 125th Legislature is Thursday, August 30, 2012. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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upgrades to municipal and public school buildings, to include load management projects and expands the bank's aggregation powers for nonprofits and municipalities to include the services of energy service companies and products vendors.

LD1264 was enacted by the Legislature during the First Regular Session of the 125th Legislature and vetoed by the Governor. The veto was sustained by the Legislature on January 10, 2012.

LD 1614 An Act To Create Efficiency in E-9-1-1 Call Centers ONTP

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

This bill changes the goal of the Public Utilities Commission, Emergency Services Communication Bureau to establish a total of 16 to 24 public safety answering points to a requirement that the bureau establish a total of 15 to 17 public safety answering points. It requires the bureau to design the E-9-1-1 system to route a wireless E-9-1-1 call initiated more than one mile from the Interstate 95 or 295 corridor to the public safety answering point serving the municipality in which the tower receiving the call is located unless the bureau determines the wireless calls should be routed to a different public safety answering point. It requires the bureau to design the E-9-1-1 system to route a wireless E-9-1-1 call initiated one mile or less from the Interstate 95 or 295 corridor to the Department of Public Safety. This bill clarifies that municipalities may arrange for public safety answering point service through an agreement with another government entity and prohibits a contract to provide public safety answering point service from having a term of less than 5 years.

LD 1620 An Act To Amend the Charter of the Ogunquit Sewer District P & S 24

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HILL	OTP-AM	S-414

This bill modifies the charter of the Ogunquit Sewer District using portions of the Maine Sanitary District Enabling Act as a model, especially as it relates to the sinking fund.

Committee Amendment "A" (S-414)

This amendment modifies the charter of the Ogunquit Sewer District to bring it into compliance with the Maine Revised Statutes, Title 38, chapter 12 and affords the sewer district some powers granted to sanitary districts under the Maine Revised Statutes. The amendment:

1. Adds language that describes the procedure to be taken when a public utility crosses the property or line of a railroad corporation;
2. Clarifies how work done by the district must be carried out;
3. Sets out the procedures that the district must follow to borrow money and to issue bonds and notes;
4. Sets out the procedures for setting rates and tolls;

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- 5. Clarifies that landlord access to payment information related to sewer service is governed by Title 38, section 1252, subsection 11;
- 6. Requires the district to coordinate municipal planning and sewer extension planning in accordance with Title 38, section 1252, subsection 9; and
- 7. Strikes those sections of the bill that deal with increases in the debt obligation limit and sinking fund.

Enacted Law Summary

Private and Special Law 2011, chapter 24 modifies the charter of the Ogunquit Sewer District to bring it into compliance with the Maine Revised Statutes, Title 38, chapter 12 and affords the sewer district some powers granted to sanitary districts under the Maine Revised Statutes.

LD 1622 *Resolve, Regarding the Laws Governing Electric Industry Restructuring* RESOLVE 154

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHERMAN	OTP-AM	S-472

This bill amends the laws governing electric industry restructuring by providing that affiliated interests of transmission and distribution utilities, as well as transmission and distribution utilities, are not permitted to own, have a financial interest in or otherwise control generation or generation-related assets located in Maine or used to provide electric service in Maine unless permitted by the Public Utilities Commission.

Committee Amendment "A" (S-472)

This amendment changes the bill from an act to a resolve and directs the Public Utilities Commission to submit a report summarizing its findings and decision related to Docket No. 2011-170 pertaining to the request by Bangor Hydroelectric Company for exemption and for reorganization approvals to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters by December 15, 2012.

Enacted Law Summary

Resolve 2011, chapter 154 directs the Public Utilities Commission to submit a report summarizing its findings and decision related to Docket No. 2011-170 pertaining to the request by Bangor Hydroelectric Company for exemption and for reorganization approvals to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters by December 15, 2012.

**LD 1644 *An Act To Expand the Availability of Natural Gas to Maine Residents* PUBLIC 586
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KATZ	OTP-AM MAJ OTP-AM MIN	S-461

This bill authorizes the Finance Authority of Maine to issue bonds for energy distribution system projects that expand the supply of natural gas in the State. The authority is authorized to issue a certificate of approval to an