

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

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Augusta, Maine
1979

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1, 1980, trip leaders' permits shall be granted without qualifying requirements upon payment of a fee of \$5.

Effective September 14, 1979

CHAPTER 152

S. P. 159 — L. D. 334

AN ACT to Regulate the Number of Lobster Traps in Certain Waters of Kittery.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 12 MRSA § 6439, sub-§ 1, as enacted by PL 1977, c. 661, § 5, is amended to read:

1. **West of Cape Elizabeth and east of Kittery.** Westerly of a line drawn from the active lighthouse at Two Lights in Cape Elizabeth to the Hue and Cry Buoy, and northerly and easterly of a line running between the Kitts Rocks Whistle Buoy and the West Sister Buoy and extending westerly to the New Hampshire border, and from the West Sister Buoy to the Murray Rock Buoy and thence to and through the lighthouse on Boone Island and, continuing in a straight line, to the boundary of the coastal waters within the jurisdiction of this State;

Sec. 2. 12 MRSA § 6439-A is enacted to read:

§ 6439-A. **Limited lobster fishing in the vicinity of Kittery**

It shall be unlawful to have on a trawl more than 10 lobster traps on one warp and buoy in the coastal waters southerly of a line running between the Kitts Rocks Whistle Buoy and the West Sister Buoy and extending westerly to the New Hampshire border, and from the West Sister Buoy to the Murray Rock Buoy and thence to and through the lighthouse on Boone Island and, continuing in a straight line, to the boundary of the coastal waters within the jurisdiction of this State. Each trawl set in this area shall be marked with at least one buoy with a buoy stick of at least 4 feet in length.

Effective September 14, 1979

CHAPTER 153

S. P. 160 — L. D. 335

AN ACT Exempting Certain Nonconsumer, Industrial Uses of Aerosols from the Statute Prohibiting Certain Aerosols.

Be it enacted by the People of the State of Maine, as follows:

38 MRSA § 1601, first ¶, as enacted by PL 1977, c. 202, is amended to read:

After January 1, 1979, no person shall sell or offer to sell in this State any aerosol spray which contains a propellant trichloromonofluoromethane, difluorodichloromethane or any other saturated chlorofluorocarbon compound not containing hydrogen; provided that nothing in this Act shall prohibit the sale or use of any aerosol spray containing such a propellant if the product contains one or more drugs as defined by section 201 (g) (1) of the Federal Food, Drug and Cosmetic Act and which aerosol spray is to be used for a generally recognized medical purpose, or is classified as an essential use exemption in 40 Code of Federal Regulations, subchapter R, section 762.21, paragraphs (a) to (g), 43 Federal Register, 11324, March 17, 1978, 43 Federal Register, 59500, December 21, 1978.

Effective September 14, 1979

CHAPTER 154

H. P. 412 — L. D. 513

AN ACT Concerning the Degree of Flammability of Insulation Installed in Residences.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it has been determined that it is not necessary to require that all insulation meet class one standards; and

Whereas, certain insulation materials used in this State do not meet the present standards; and

Whereas, the installers of this insulation will not be in compliance with the standards unless they are changed; and

Whereas, failure to make the change immediately would create a great hardship for these installers; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows: