

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

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PUBLIC LAWS
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CHAPTER 474

S. P. 251 — L. D. 697

AN ACT to Eliminate the Licensing and Reporting Requirements by the Owners of Diesel Powered Noncommercial Vehicles who Purchase only Fuel upon which Fuel Tax has been Paid.

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

Sec. 1. 36 MRSA § 3022, sub-§ 7 is amended to read:

7. **User.** "User" shall mean any person who uses and consumes fuel within this State in an internal combustion engine for the generation of power to propel vehicles of any kind or character on the public highways of this State, except in vehicles which are prohibited by law from operating on the public highways, and except in noncommercial vehicles having a fuel tank capacity of ~~20~~ 30 gallons or less which are owned by nonresidents of this State and are not required to be registered in this State, **and except in noncommercial vehicles having a fuel tank capacity of 30 gallons or less owned by residents of this State who purchase only fuel upon which the tax imposed by section 3035 has been paid by the user.**

Sec. 2. 36 MRSA § 3028, 3rd ¶, as last amended by PL 1971, c. 101, is repealed.

Effective September 14, 1979

CHAPTER 475

H. P. 1479 — L. D. 1666

AN ACT to Amend the Laws Relating to School Attendance.

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

Sec. 1. 20 MRSA § 911, sub-§ 1, as enacted by PL 1977, c. 499, § 1, is repealed and the following enacted in its place:

1. **Attendance; repealed.**

A. Every child between his 7th and 17th birthdays shall attend a public day school during the time it is in session. An absence therefrom of 1/2 day or more shall be deemed a violation of this requirement. This subsection shall not apply to a child who has graduated from high school before his 17th birthday, nor to a child who:

(1) Has attained age 15 or has completed the 9th grade;

- (2) Has permission from his parent or legal guardian;
- (3) Has permission from the local school committee or board of directors, or its designee; and
- (4) Has made an agreement, in writing, with his parents or legal guardian and the designee of the local school committee or board of directors to meet at least once annually until he reaches the age of 17 for the purpose of reviewing the possibility of the student's return to day school or attendance in evening school.

2. Appeal. If a child has fulfilled the requirements under subsection 1, paragraph A, subparagraphs (1) and (2) and has been denied permission to leave school by the local school committee or board of directors, the child may file an appeal with the commissioner.

Sec. 2. 20 MRSA § 2384, sub-§ 1, 2nd sentence, as enacted by PL 1977, c. 625, § 4, is repealed and the following is enacted in its place:

The commissioner shall grant exceptions under this subsection in admitting students to adult education programs at the local level to any student who has left school under the provisions of section 911, subsection 1, paragraph A, subparagraphs (1) to (4), upon the recommendations of the local school committee or board of directors. Prior to requesting an exception, the school committee or board of directors shall seek and consider the recommendations of the positive action committee.

Effective September 14, 1979

CHAPTER 476

H. P. 921 — L. D. 1163

AN ACT to Encourage the Use of Solid Waste as a Fuel Source.

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

Sec. 1. 38 MRSA § 582, sub-§ 7-B, as enacted by PL 1973, c. 438, § 3, is amended by adding at the end the following new sentence:

“Fuel-burning equipment” as defined herein does not include solid waste fuel-burning equipment as defined in subsection 11-B.

Sec. 2. 38 MRSA § 582, sub-§§ 11-A and 11-B are enacted to read:

11-A. Solid waste fuel. “Solid waste fuel,” when burned as fuel in solid waste