

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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delivery by the seller. If the truck body, semi-trailer or trailer is returned to Maine for an otherwise taxable use in Maine within 6 months of the date of purchase, the purchaser shall be liable for use tax, based on the original purchase price.

Effective September 14, 1979

CHAPTER 529

S. P. 566 — L. D. 1629

AN ACT Relating to Requirements for Discharge into Class A Waters.

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

38 MRSA § 363, 4th ¶, as amended by PL 1977, c. 373, § 2, is repealed and the following enacted in its place:

There shall be no discharge of sewage or other pollutants into waters of this classification and no deposits of such material on the banks of these waters in any manner that transfer of sewage or other pollutants into the waters is likely, except that existing licensed discharges into waters of this classification will be allowed to continue until practical alternatives exist. New discharges will be permitted only if, in addition to satisfying all the requirements of this chapter, the discharged effluent will be equal to or better than the existing water quality of the receiving waters. Prior to issuing a discharge license, the board shall require the applicant to objectively demonstrate to the board's satisfaction that the discharge is necessary and that there are no other reasonable alternatives available.

Effective September 14, 1979

CHAPTER 530

H. P. 754 — L. D. 960

AN ACT to Authorize Rental Housing to be Financed by the Issuance of Revenue Obligation Facilities under the Municipal Securities Approval Act.

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

30 MRSA § 5326, sub-§ 3, as last amended by PL 1971, c. 210, § 2, is amended by inserting at the end the following new sentence:

“Combined project” also means the combination of an industrial-commercial project with a residential rental housing project when the housing is being

provided in existing structures and is incidental to the industrial or commercial project within the existing structure.

Effective September 14, 1979

CHAPTER 531

H. P. 332 — L. D. 431

AN ACT Relating to Lending Institutions and Selection of Title Attorneys.

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

9-B MRSA § 439 is enacted to read:

§ 439. Attorneys

Every financial institution which accepts an application for a residential mortgage loan for one to 4 residential units and which requires that an attorney search the title of the subject real estate shall first permit the prospective mortgagor to select a qualified attorney of his own choice to search the title of the subject real estate, provided the financial institution may require the prospective mortgagor to provide it with adequate liability insurance or such other written policy requirements as the bank may deem necessary to protect its interests.

Effective September 14, 1979

CHAPTER 532

H. P. 993 — L. D. 1230

AN ACT Relating to Potato Quality.

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

Sec. 1. 7 MRSA § 951-A is enacted to read:

§ 951-A. Minimum standards for planting

No potato seed, the product of which is intended for sale, shall be planted in the State in lots of one or more acres unless that seed meets the minimum disease standards of Maine certified seed potatoes as defined by the commissioner. A person, firm or corporation that plants potatoes in violation of this section shall be subject to a fine of \$20 per acre for each acre or part of an acre planted in