

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

SECOND REGULAR SESSION

January 2, 1980 to April 3, 1980

AND AT THE

THIRD SPECIAL SESSION

May 22, 1980

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND NINTH LEGISLATURE
January 2, 1980 to April 3, 1980

CHAPTER 606

H. P. 1674 — L. D. 1781

AN ACT to Add the Commissioner of Educational and Cultural Services to the Energy Testing Laboratory of Maine and to Correct References to the Oil and Solid Fuel Burner Technicians Licensing Board.

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

Sec. 1. 5 MRSA § 151, first sentence, as last amended by PL 1975, c. 705, § 1, is further amended to read:

All money received by the Treasurer of State from the Board of Registration in Medicine, the Board of Examiners in Physical Therapy, the Board of Examiners of Psychologists, the State Board of Nursing, the Board of Examiners of Applicants for Admission to the Bar, the Board of Accountancy, the Board of Veterinary Examiners, the Board of Osteopathic Examination and Registration, the State Board of Funeral Service, the State Board of Registration and Examination in Optometry, the Board of Dental Examiners, the State Board of Registration for Professional Engineers, the State Board of Certification for Geologists and Soil Scientists, the State Board of Licensure of Administrators of Medical Care Facilities other than Hospitals, the State Board of Architects, the Electricians' Examining Board, the ~~Oil Burner Men's Licensing Board~~ **Oil and Solid Fuel Board**, the Penobscot Bay and River Pilotage Commission, the State Board of Barbers, State Board of Cosmetology, State Board of Registration for Land Surveyors, State Board of Social Worker Registration, the Examiners of Podiatrists, the Board of Chiropractic Examination and Registration, the Board of Examiners on Speech Pathology and Audiology and the Board of Commissioners of the Profession of Pharmacy shall constitute a fund, which shall be a continuous carrying account for the payment of the compensation and expenses of the members, the expenses of the board and for executing the law relating to each board respectively and so much thereof as may be required is appropriated for said purposes.

Sec. 2. 10 MRSA § 8001, 2nd sentence, as last amended by PL 1977, c. 673, § 1, is further amended to read:

The department shall be composed of the following bureaus, boards and commissions:

Board of Examiners on Speech Pathology and Audiology;

Bureau of Banking;

Bureau of Consumer Protection;

Bureau of Insurance;
 Electricians' Examining Board;
~~Oil Burner Men's Licensing Board~~ **Oil and Solid Fuel Board**;
 Maine Athletic Commission;
 Real Estate Commission;
~~State Board of Examiners of Psychologists~~;
State Board of Examiners of Psychologists;
 State Board of Social Worker Registration;
 State Claims Board;
 State Running Horse Racing Commission; and
 Board of Registration of Substance Abuse Counselors.

Sec. 3. 10 MRSA § 9102, sub-§ 2, ¶ B, as enacted by PL 1979, c. 569, § 1, is repealed and the following enacted in its place:

B. One member of the Oil and Solid Fuel Board;

Sec. 4. 10 MRSA § 9102, sub-§ 2, ¶'s I and J, as enacted by PL 1979, c. 569, § 1, are amended to read:

I. One member of the College of Engineering and Science of the University of Maine at Orono, selected by the dean of the college; ~~and~~

J. The Director of the Office of Energy Resources or his designee; **and**

Sec. 5. 10 MRSA § 9102, sub-§ 2, ¶ K is enacted to read:

K. The Commissioner of Educational and Cultural Services or his designee.

Sec. 6. 32 MRSA c. 33, 2nd line, as last amended by PL 1979, c. 569, § 2, is repealed and the following enacted in its place:

OIL AND SOLID FUEL BOARD

Sec. 7. 32 MRSA § 2311, sub-§ 4, first sentence, as enacted by PL 1979, c. 569, § 4, is amended to read:

“Approved” shall mean acceptable to the Oil and Solid Fuel ~~Burner Technician's~~

~~Licensing~~ Board as to design, construction, installation and safety for its intended use.

Sec. 8. 32 MRSA § 2311, sub-§ 8, last sentence, as enacted by PL 1979, c. 569, § 4, is amended to read:

Applicants for a license of this classification shall present to the board satisfactory evidence that they have 4 years of practical experience and related knowledge, or such other requirement as the Oil and Solid Fuel ~~Burner Technician's Licensing~~ Board may establish.

Sec. 9. 32 MRSA § 2312, first sentence, as enacted by PL 1979, c. 569, § 4, is amended to read:

No oil or solid fuel burning central heating equipment shall be sold or offered for sale in this State unless the equipment is approved by the Oil and Solid Fuel ~~Burner Technicians Licensing~~ Board.

Sec. 10. 32 MRSA § 2315, 4th sentence, as enacted by PL 1979, c. 569, § 4, is amended to read:

The owner or occupant may, within 7 days, appeal to the Oil and Solid Fuel ~~Burner Technicians Licensing~~ Board, which shall, within 10 days, review the order and file its decision thereon, which decision shall be complied with within such time as may be fixed in the decision of the board.

Sec. 11. 32 MRSA § 2351, first ¶, as amended by PL 1979, c. 569, § 5, is further amended to read:

An Oil and Solid Fuel ~~Burner Technician's Licensing~~ Board, as heretofore established and in this chapter called the "board," shall consist of an executive secretary, who shall be ex officio, the Commissioner of Business Regulation or a representative appointed by the commissioner, with the approval of a majority of the board, the Commissioner of Public Safety or a representative and 5 other members, hereinafter called the "appointive members," who shall be appointed by the Governor.

Sec. 12. 32 MRSA § 2402, sub-§ 2, as last amended by PL 1979, c. 569, § 15, is further amended by adding at the end the following new paragraph.

A person holding a license as a master oil burner technician is not required to pay a fee to be licensed as a master solid fuel burner technician, as long as he meets all other requirements and pays the examination fee required by section 2403. A person holding a license as a master solid fuel burner technician is not required to pay a fee to be licensed as a master oil burner technician, as long as he meets all other requirements and pays the examination fee required by section 2403. Any person who has heretofore paid a fee for both master licenses held simultaneously shall be given a credit for one license fee less the examination fee, which shall be applied to the next renewal.

Sec. 13. 32 MRSA § 2403, 2nd ¶, first sentence, as amended by PL 1979, c. 569, § 17, is further amended to read:

Examinations may include questions on the standards of the Oil and Solid Fuel ~~Burner Technician's Licensing~~ Board, applicable National Fire Protection Association Standards and provisions of the National Electrical Code as may be applicable to the installations and the equipment.

Effective July 3, 1980

CHAPTER 607

H. P. 1598 — L. D. 1709

AN ACT Concerning the Category of Modified Antique Autos under the Motor Vehicle Statutes.

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

Sec. 1. 29 MRSA § 1, sub-§ 15-C-1 is enacted to read:

15-C-1. Street rod. "Street rod" means a modified antique auto manufactured prior to 1949 and which complies with the standards promulgated by the Chief of the State Police.

Sec. 2. 29 MRSA § 114, as repealed and replaced by PL 1979, c. 364, § 3, is amended to read:

§ 114. Antique vehicles; modified antique vehicles

The registration of an antique auto or, horseless carriage or street rod as defined in this Title shall be upon a form prescribed by the Secretary of State. The registration shall be accompanied by an affidavit, provided by the Secretary of State, which shall include a statement of the age and intended use of the motor vehicle and that the applicant is a resident of the State. **Any person registering a street rod shall furnish proof that the vehicle is a valid street rod as provided in this section.**

The Secretary of State is authorized to design and issue registration plates for antique autos and, horseless carriages and street rods. These plates shall bear the inscriptions "Antique Auto," or "Horseless Carriage" or "Street Rod" and "Maine." Present owners of antique motor vehicles shall be permitted to keep their existing registration plate numbers for the new registration plates issued under this section. The fee for registration of an antique auto or horseless carriage shall be \$10. **The fee for registration of a street rod shall be \$25.**