

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

THIRD SPECIAL SESSION

October 1, 1992 to October 6, 1992

FOURTH SPECIAL SESSION

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 13, 1993

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1993

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND SIXTEENTH LEGISLATURE

1993

the property for the benefit of and at the direction of that lienholder and may not deliver possession of the property to the property owner. Unless the facility owner and the lienholder enter into a new storage agreement, the lienholder shall arrange removal of the property from the facility.

See title page for effective date.

CHAPTER 264

H.P. 1012 - L.D. 1358

An Act to Require Employee Leasing Companies to Post Security Bonds or Deposit Securities

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

Sec. 1. 26 MRSA §1221-A, sub-§1, as enacted by PL 1991, c. 468, §3 and affected by §6, is amended to read:

1. Joint and several liability. ~~Unless an employee leasing company complies with subsection 5 in a timely manner, a~~ A client company is jointly and severally liable for ~~any~~ unpaid contributions, interest and penalties due under this chapter from the employee leasing company for wages paid to employees leased to the client company. The employee leasing company must comply with subsection 5 in a timely manner in order to relieve a client company from such liability.

Sec. 2. 26 MRSA §1221-A, sub-§5, ¶A, as enacted by PL 1991, c. 468, §3, is amended to read:

A. To relieve client companies from the joint and several liability imposed under subsection 1, an employee leasing company ~~may~~ must post and maintain a surety bond issued by a corporate surety authorized to do business in the State in the amount of \$100,000 to ensure prompt payment of the contributions, interest and penalties for which the employee leasing company is liable under this section. After 3 consecutive years throughout which the employee leasing company has paid in a timely manner all contributions due, the bond must be reduced to \$35,000 and remain at this amount as long as the employee leasing company continues to report and pay in a timely manner all contributions due. If an employee leasing company has paid in a timely manner all contributions due for 3 consecutive years upon the effective date of this subsection, its initial bond must be \$35,000 and remain at this amount as long as the employee leasing company continues to report and pay in a timely manner all contributions due.

See title page for effective date.

CHAPTER 265

H.P. 192 - L.D. 255

An Act Concerning Ice-fishing Shacks

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

Whereas, municipalities need time to include a proposed ordinance on the warrants for their town meetings; 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:

Sec. 1. 12 MRSA §7035, sub-§1, ¶B, as amended by PL 1991, c. 228, is further amended to read:

B. ~~No~~ A municipality or political subdivision of the State may ~~not~~ enact any ordinance, law or rule regulating the hunting, trapping or fishing for any species of fish or wildlife; the operation, registration or numbering of watercraft or snowmobiles; or any other subject matter of chapter 715, subchapters I and II. For purposes of this paragraph, except as provided in subparagraphs (3) and (4), the regulation of fishing includes the regulation of ice fishing shacks. Nothing in this paragraph may be construed to prohibit the following:

- (1) The enactment of any ordinance generally regulating the discharge of firearms in a municipality or any part of a municipality; **and**
- (2) The adoption of rules as authorized in section 7792; ;
- (3) The enactment of any ordinance regulating ice fishing shacks on sources of public water supply as provided under Title 22, section 2642; or
- (4) The enactment of any ordinance regulating ice fishing shacks on coastal waters as defined in section 6001, subsection 6.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective June 7, 1993.