MAINE STATE LEGISLATURE

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LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

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
1997

the commission's jurisdiction. A county commissioner, county employee, municipal official or municipal employee is not considered to hold an incompatible office for purposes of simultaneous service on the commission. If a county or municipality is a participant in an adjudicatory proceeding before the commission, a commissioner, official or employee from that county or municipality may not participate in that proceeding.

Sec. 2. 38 MRSA §341-C, sub-§2, as enacted by PL 1989, c. 890, Pt. A, §13 and affected by §40, is amended to read:

2. Qualifications and requirements. Members of the board must be chosen to represent the broadest possible interest and experience that can be brought to bear on the administration and implementation of this Title and all other laws ~~which~~ the board is charged with administering. At least 4 members must be residents of the First Congressional District and at least 4 members must be residents of the Second Congressional District. The boundaries of the congressional districts are defined in Title 21-A, chapter 15. A county commissioner, county employee, municipal official or municipal employee is not considered to hold an incompatible office for purposes of simultaneous service on the board. If a county or municipality is a participant in an adjudicatory proceeding before the board, a commissioner, official or employee from that county or municipality may not participate in that proceeding.

See title page for effective date.

CHAPTER 347

H.P. 135 - L.D. 177

An Act to Amend the Child Labor Laws as They Pertain to Employment of Minors 15 Years of Age

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

Sec. 1. 26 MRSA §773, 2nd ¶ is amended to read:

The provisions of this section pertaining to manufacturing establishments ~~shall~~ do not apply to minors ~~under 16~~ 15 years of age who are employed in retail establishments where any frozen dairy product or frozen dairy product mix or related food product is manufactured on the premises, regardless of trade name or brand or coined name.

Sec. 2. 26 MRSA §773, 3rd ¶, as amended by PL 1975, c. 238, §2, is further amended to read:

The provisions of this section pertaining to hotels ~~shall~~ do not apply to minors under 16 years of age who are employed in outdoor occupations on the grounds of a hotel or to minors 15 years of age who are employed in kitchens, dining rooms, lobbies and offices of a hotel. Minors 15 years of age are expressly prohibited from working in an area not listed as permitted and are expressly prohibited from performing room service, making deliveries of any sort to the hotel rooms or entering the hallways to those rooms.

Sec. 3. 26 MRSA §773, last ¶, as enacted by PL 1989, c. 520, §1, is repealed.

See title page for effective date.

CHAPTER 348

H.P. 244 - L.D. 308

An Act to Continue the Vendor's Tax for One Year by Delaying the Repeal Date

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

Sec. 1. 36 MRSA §4773, as amended by PL 1995, c. 661, §1, is further amended to read:

§4773. Repeal

This chapter is repealed on November 1, ~~1997~~ 1998.

See title page for effective date.

CHAPTER 349

S.P. 110 - L.D. 389

An Act to Exclude from the Definition of "Employment" Services Provided by Lessees of Taxicabs

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

Sec. 1. 26 MRSA §1043, sub-§11, ¶F, as corrected by RR 1995, c. 2, §62, is further amended by amending subparagraphs 38 and 39 to read:

(38) Services performed by a person licensed as a guide as required by Title 12, section 7311, as long as that employment is not subject to federal unemployment tax; ~~and~~