

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

SECOND REGULAR SESSION
January 2, 2008 to March 31, 2008

FIRST SPECIAL SESSION
April 1, 2008 to April 18, 2008

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 2008

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 18, 2008

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

Penmor Lithographers
Lewiston, Maine
2008

SECTION TOTAL - ALL FUNDS	\$0	\$43,655
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See title page for effective date.

CHAPTER 675

H.P. 1483 - L.D. 2097

An Act To Clarify the Exemption of Retail Sales of Kerosene from the Sales Tax

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

Sec. 1. 36 MRSA §1760, sub-§9, as amended by PL 2007, c. 438, §34, is further amended to read:

9. Coal, oil and wood. Coal, oil, wood and all other fuels, except gas and electricity, when bought for cooking and heating in buildings designed and used for both human habitation and sleeping. Kerosene or home heating oil that is prepackaged or dispensed from a tank for retail sale in containers with a capacity of 5 gallons or less is presumed to meet the requirements of this subsection.

Sec. 2. Effective date. This Act takes effect August 1, 2008.

Effective August 1, 2008.

CHAPTER 676

H.P. 1371 - L.D. 1937

An Act Regarding the Maine Regulatory Fairness Board

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

Whereas, members of the Maine Regulatory Fairness Board do not receive any compensation for their service on the board; and

Whereas, current law does not provide for members of that board to receive reimbursement for their actual expenses incurred in connection with their service on the board; and

Whereas, the inability to receive such reimbursement may adversely affect the ability of some board members to continue to serve; 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. 5 MRSA §57, sub-§7 is enacted to read:

7. Compensation. Board members are entitled to compensation for expenses only pursuant to section 12004-I, subsection 2-G.

Sec. 2. 5 MRSA §12004-I, sub-§2-G is enacted to read:

2-G.

<u>Business</u>	<u>Maine</u>	<u>Expenses</u>	<u>5 MRSA</u>
	<u>Regulatory</u>	<u>Only</u>	<u>§57</u>
	<u>Fairness</u>		
	<u>Board</u>		

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Maine Small Business and Entrepreneurship Commission 0675

Initiative: Deappropriates funds to pay for the reimbursement of expenses for members of the Maine Regulatory Fairness Board within the State Planning Office.

GENERAL FUND	2007-08	2008-09
All Other	(\$1,062)	(\$3,187)
GENERAL FUND TOTAL	(\$1,062)	(\$3,187)

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

DEPARTMENT TOTALS	2007-08	2008-09
GENERAL FUND	(\$1,062)	(\$3,187)
DEPARTMENT TOTAL - ALL FUNDS	(\$1,062)	(\$3,187)

EXECUTIVE DEPARTMENT

Planning Office 0082