

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 2008 to June 13, 2009

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IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2009

**CHAPTER 3
H.P. 32 - L.D. 37**

**An Act To Allow a Weight
Tolerance for Vehicle
Auxiliary Power Units**

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

Sec. 1. 29-A MRSA §101, sub-§7-A is en-
acted to read:

7-A. Auxiliary power unit. "Auxiliary power
unit" means an integrated system that:

A. Provides heat, air conditioning, engine warm-
ing or electricity components on a heavy duty ve-
hicle; and

B. Is certified by the Administrator of the United
States Environmental Protection Agency under 40
Code of Federal Regulations, Part 89 as meeting
emissions standards.

Sec. 2. 29-A MRSA §101, sub-§27-A is en-
acted to read:

27-A. Heavy duty vehicle. "Heavy duty vehicle"
means a vehicle powered by a diesel engine that has a
gross vehicle weight rating greater than 8,500 pounds.

Sec. 3. 29-A MRSA §2360, sub-§18 is en-
acted to read:

**18. Exception to fine schedule for vehicle aux-
iliary power units.** For a heavy duty vehicle
equipped with an auxiliary power unit, the gross ve-
hicle weight or axle weight used to determine the fine
for a violation under this section is the actual gross
vehicle weight or axle weight reduced by 400 pounds.

See title page for effective date.

**CHAPTER 4
H.P. 108 - L.D. 124**

**An Act To Remove Game
Sanctuary Status for Certain
Lands in the Town of
Orrington**

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

Sec. 1. 12 MRSA §12706, sub-§1, ¶U, as
enacted by PL 2003, c. 414, Pt. A, §2 and affected by
c. 614, §9, is repealed.

See title page for effective date.

**CHAPTER 5
S.P. 18 - L.D. 46**

**An Act To Allow Nonmember
Directors To Serve on the
Board of Cooperative
Agricultural Associations**

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

Sec. 1. 13 MRSA §1871, sub-§1 is amended
to read:

1. Membership; term. The business of the asso-
ciation ~~shall be~~ is managed by a board of not less than
3 directors. The directors ~~shall~~ **must** be members of
the association or officers, general managers, directors
or members of a member association, except that the
members of the association may elect, pursuant to the
bylaws of the association, to allow the election of
nonmember directors of the association by the board
of directors, as long as the number of nonmember di-
rectors does not exceed 25% of the total number of
duly elected member directors. A director shall hold
office for the term for which ~~he~~ the director was
named or elected and until ~~his~~ the director's successor
is elected and qualified.

See title page for effective date.

**CHAPTER 6
S.P. 49 - L.D. 130**

**An Act To Allow a
Municipality Greater
Flexibility To Disburse
State Fees**

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

Sec. 1. 30-A MRSA §5603, sub-§2, ¶A, as
amended by PL 1995, c. 549, §1, is further amended to
read:

A. Except as provided in subparagraphs (1) ~~and~~
(~~2~~) to (3), and except as otherwise provided by
charter or ordinance, disburse money only on the
authority of a warrant drawn for the purpose, af-
firmatively voted and signed by a majority of the
municipal officers.

(1) The municipal officers may adopt a writ-
ten policy to permit the disbursement of em-
ployees' wages and benefits when a dis-
bursement warrant has been signed by one or
more designated municipal officers. The pol-
icy must be filed with the town clerk and the