

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 798

6
7 S.P. 253

In Senate, February 16, 1983

8 Referred to the Committee on Business Legislation, sent down for
9 concurrence and ordered printed.

10 JOY J. O'BRIEN, Secretary of the Senate

11 Presented by Senator Brown of Washington.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Require State Certification
18 and Licensure for Blasters.
19

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

22 25 MRSA c. 318 is enacted to read:

23 CHAPTER 318

24 BLASTERS

25 §2481. Definitions.

26 As used in this chapter, unless the context indi-
27 cates otherwise, the following terms have the follow-
28 ing meanings.

29 1. Blaster. "Blaster" means a person who per-
30 forms the act of preparation for detonation and the
31 detonation of an explosive.

1 2. Commissioner. "Commissioner" means the Com-
2 missioner of Public Safety.

3 §2482. Certification required

4 1. Blasters. No person may act as a blaster
5 unless he has been certified under this chapter.

6 2. Employers. No employer, contractor or agent
7 of an employer or contractor may knowingly permit any
8 person to act as a blaster if that person has not
9 been certified under this chapter.

10 §2483. Administration

11 1. Commissioner. The commissioner, in consulta-
12 tion with the State Fire Marshal and subject to the
13 provisions of the Maine Administrative Procedure Act
14 Title 5, chapter 375, shall promulgate rules govern-
15 ing the certification of blasters. The rules include
16 provisions for the following:

17 A. Both a written and an oral examination to be
18 successfully completed by each applicant;

19 B. The contents of the application; and

20 C. Any age, experience or other requirements the
21 commissioner finds necessary and proper.

22 2. Fee. The commissioner shall establish the
23 schedule of fees for certification, examinations and
24 other services performed in connection with the
25 administration of this chapter. Fees shall be calcu-
26 lated to adequately cover costs of administration,
27 but no fee may exceed \$50.

28 §2484. Penalties

29 1. Person acting as a blaster without certifica-
30 tion. Any person who acts as a blaster, knowing that
31 he is not certified to do so under this chapter, is
32 guilty of a Class D crime.

33 2. Employer or contractor allowing uncertified
34 person to act as blaster. Any employer, contractor
35 or agent of an employer or contractor who knowingly

1 permits a person who is not certified under this
2 chapter to act as a blaster is guilty of a Class D
3 crime.

4

STATEMENT OF FACT

5 This bill provides for certification of blasters
6 through the Department of Public Safety. Because of
7 the highly dangerous nature of this activity, both
8 the public and contractors need some assurance that
9 practitioners will be competent.

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