

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature
1ST SPECIAL SESSION
JANUARY 2, 1974 TO MARCH 29, 1974
AND BY THE
One Hundred and Seventh Legislature
REGULAR SESSION
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,
SECTION 164, SUBSECTION 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1975

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Sixth Legislature

AT THE
SPECIAL SESSION

January 2, 1974

to

March 29, 1974

2. To the condition that in the event at any time the State shall discontinue its use of the existing state sewer line into which the sewer line of the Northeast Psychiatric Institute, Incorporated, is connected, the Northeast Psychiatric Institute, Incorporated, its successors and assigns, shall be responsible thereafter for all costs of maintenance and repair of said state sewer line and for all sewerage treatment charges thereafter incurred in the use of said state sewer line; and

3. To the possibility of reverter upon 6 months' written notice to the Northeast Psychiatric Institute, Incorporated, its successors and assigns, from the Bureau of Public Improvements of the Department of Finance and Administration or its functional successor state agency in the event that all or any part of the land across which said existing state sewer line runs, or all or any part of land adjacent thereto, is authorized by the Legislature to be sold or, as shall be determined by the Bureau of Public Improvements of the Department of Finance and Administration or its functional successor state agency, is required for state uses incompatible with the continued maintenance of said existing state sewer line.

Effective June 28, 1974

CHAPTER 205

AN ACT Relating to Foreign Trade Zones.

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

Whereas, the immediate designation of certain areas as foreign trade zones would stimulate the general economy of the State of Maine; and

Whereas, the designation of these tariff free zones where foreign products can be received, processed and reshipped as completed products without being subject to tariffs would provide employment for citizens of the State of Maine; 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:

P. & S. L., 1929, c. 114, § 1, sub-§ (e), amended. The first sentence of the 5th paragraph of subsection (e) of section 1 of chapter 114 of the private and special laws of 1929, as enacted by chapter 178 of the private and special laws of 1963 and as amended by section 36 of chapter 593 of the public laws of 1971, is further amended to read as follows:

The Department of Transportation shall have the power and the duty to establish ~~such areas~~ foreign trade zones in ~~and around the ports, harbors and navigable tidal rivers of~~ or adjacent to any ports of entry in the State of Maine, wherein personal property in transit shall be exempt from the stock-in-trade tax and such other taxes and customs as are normally levied in a

port of entry. Any development or activity within a foreign trade zone established in the State of Maine shall be subject to the laws which the Departments of Environmental Protection, Conservation, Marine Resources and Inland Fisheries and Game are responsible for administering, as well as any other law whose purpose is the protection of the environment.

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

Effective March 14, 1974

CHAPTER 206

AN ACT Relating to Pilots for the Port of Portland.

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

P. & S. L., 1917, c. 192, § 10, repealed and replaced. Section 10 of chapter 192 of the private and special laws of 1917, as repealed and replaced by chapter 24 of the private and special laws of 1927, is repealed and the following enacted in place thereof:

Sec. 10. Pilots. Said board shall appoint such number of pilots for the harbor of Portland as it deems necessary for the safety and convenience of commerce, fix and establish such compensation for the services of said pilots as may, from time to time, be deemed just and reasonable. Every foreign vessel and every American vessel under registry with a draft of 9 feet or more shall take a state pilot licensed under this chapter upon entering, departing or navigating upon the waters of Casco Bay and the approaches thereto. In case of refusal to take such a pilot, any such vessel shall pay the established pilot fee as if a pilot had been employed. A pilot boat shall not be obliged to remain on her station at all times. A pilot shall have a lien for his pilotage fees on all vessels liable therefor.

This section shall not apply to vessels under enrollment, fishing vessels or vessels powered by sail.

This section shall not apply to vessels primarily engaged in the carriage of passengers for hire which operate on a published annual schedule and which are not in excess of 500 feet overall length and have a draft not in excess of 20 feet, so long as the master of any such vessel has navigated that specific vessel on the above described waters with the assistance of a pilot for a minimum of 15 round trips of ingress and egress to the above described waters. Provided, however, that a state pilot shall pilot such vessel as described in this paragraph upon the above described waters at least one round trip during each calendar month that the vessel operates upon the above described waters and at such other times as may be required by the Department of Transportation to ensure port safety after hearing and notice.

It shall be unlawful for any person not licensed as a state pilot under this section to pilot, or offer to pilot, a vessel not exempt under the preceding paragraph. Violations of this provision shall be a misdemeanor punishable by a fine of \$500, or by imprisonment not to exceed 12 months, or by both, for each violation.