

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

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

CHAPTER 125

AN ACT Relating to the Labeling of Shrimp.

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

12 MRSA § 4467 is enacted to read:

§ 4467. Labeling of shrimp

It is unlawful for any person, firm or corporation to process and package shrimp, unless the country or state of origin is clearly marked on the container.

Effective October 1, 1975

CHAPTER 126

AN ACT Authorizing the Department of Environmental Protection to License Privately-owned Septic Waste Disposal Sites.

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

Whereas, all septic waste disposal sites must be licensed; and

Whereas, there are a large number of privately-owned and operated septic waste disposal sites within the State; and

Whereas, operation of those sites cannot be licensed under present provisions of Maine law; and

Whereas, the availability of such sites and the capacity of the Department of Environmental Protection to license them is essential for the protection of the citizens 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:

30 MRSA § 4104, as last amended by PL 1973, c. 712, § 3, is further amended by inserting after the first sentence the following:

In addition, any person may provide a site for disposal of such wastes. Before making application to the Department of Environmental Protection for approval of any site, such person shall first have written approval for the site location from the municipality in which it is located. Any private site which has been approved by the Department of Environmental Protection prior to the effective date of this Act shall be subject to review for approval or disapproval by the municipality in which it is located. The municipality or the municipal officers authorized to act for the municipality, after hearing, shall approve any such private site if it finds that the site does not constitute a hazard to the health or safety of the residents of the municipality. Such

approval or disapproval shall be made within 90 days after the effective date of this Act. If the municipality disapproves the location of such private site, it shall notify the Department of Environmental Protection which shall notify the site owner or operator that his approval has been revoked. If the municipality does not take action within 90 days after the effective date of this Act such inaction shall constitute approval.

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

Effective April 8, 1975

CHAPTER 127

AN ACT to Exempt Veterans from the Moratorium on Issuance of Lobster and Crab Fishing Licenses.

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

Whereas, the lobster fishing license statute was amended by the public laws of 1973, chapter 784, to prohibit the issuance of any new lobster and crab fishing licenses to any persons other than those who were license holders of record in 1973 and 1974 prior to May 15, 1974; and

Whereas, a number of veterans of the armed services have thus been deprived of an opportunity to resume or begin a livelihood of fishing for lobster or crab, creating grave hardships for such veterans, results not intended by the moratorium statute; 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:

12 MRSA § 4404, sub-§ 9, as enacted by PL 1973, c. 784, § 1, is amended to read:

9. **License freeze.** On and after May 15, 1974, lobster and crab fishing licenses shall be issued only to license holders of record with the Department of Marine Resources, which were issued for the calendar year ending December 31, 1973 and which were issued in 1974 prior to May 15, 1974, except that a lobster and crab fishing license shall be issued to any person, whether or not a license holder of record as aforesaid, who was on active duty as a member of the Armed Forces from January 1, 1974 to May 15, 1974, meets all other requirements of law for such license and met such requirements from January 1, 1974 to May 15, 1974.

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

Effective April 8, 1975