

# 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.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

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## CHAPTER 373

### AN ACT to Clarify the Maine Mining Law to Reform Procedures for Handling of Licenses and Lease Negotiations and to Increase Income from Mineral Operations.

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

**Sec. 1.** 10 MRSA § 2101, first sentence, as last amended by PL 1973, c. 513, § 22, is further amended to read:

The Maine Mining Bureau, as heretofore established, shall consist of 7 members, the State Geologist and ~~one each from~~ a member from each of the State Departments of Agriculture, Conservation, Commerce and Industry, Inland Fisheries and Game, Marine Resources, Bureau of Forestry and the Board of Environmental Protection ~~plus the State Geologist.~~

**Sec. 2.** 10 MRSA § 2105, first ¶, 5th and 6th sentences, as amended by PL 1967, c. 120, § 2, are further amended to read:

The annual fee shall be ~~\$25~~ \$50 per claim included in the license to mine, not exceeding ~~\$500~~ \$1500 for coverage of a single mineral deposit held by one licensee. The license to mine shall be renewed on expiration, providing the licensee satisfied the bureau that he has complied with ~~the such~~ terms and conditions imposed by the Mining Bureau in his original license or renewals of said license.

**Sec. 3.** 10 MRSA § 2105, 2nd ¶ is amended to read:

The holder of a license to mine shall make royalty and ~~rental payment~~ other such payments as follows:

**Sec. 4.** 10 MRSA § 2105, sub-§ 1, as amended by PL 1967, c. 120, § 2, is repealed.

**Sec. 5.** 10 MRSA § 2105, sub-§ 2, first 2 ¶¶ are repealed and the following enacted in place thereof:

2. **Royalty.** Royalty payment is charged on an annual basis. All royalty payments shall be paid annually.

Each mining license or lease must contain a provision for a minimum royalty applicable to all mining operations on or under state-owned lands. Minimum royalties shall be applied against actual royalties set forth herein. A minimum royalty shall be applied for the first and each subsequent year that a license or lease is in effect. The amount of royalty and minimum royalty shall be negotiated by the Maine Mining Bureau and the lessee to provide an equitable return to the State for removal of the natural resources. Royalty payments to the bureau shall be based on a negotiated charge per unit of value or product extracted from state land.

**Sec. 6.** 10 MRSA § 2105, sub-§ 2, ¶ A, subparagraphs (1), (2) and (3) are repealed.

Sec. 7. 10 MRSA § 2105, next to the last ¶, is repealed.

Sec. 8. 10 MRSA § 2105, last ¶, first sentence, is amended to read:

All fee ~~rental~~ and royalty moneys accruing from operations under prospectors' permits, the license to mine or mining lease shall be paid into the Maine Mining Bureau for administration and control of all prospecting, development or mine activity conducted in areas administered by the bureau.

Sec. 9. 10 MRSA § 2106, sub-§ 1 is amended to read:

1. **Minimum royalty in advance.** That he has deposited with his application the required ~~rental~~ minimum royalty in advance of the first year's tenure;

Sec. 10. 10 MRSA § 2106, last ¶ is amended to read:

The mining lease is to be negotiated by the Mining Bureau and shall provide for the payment of the same rental for the property and the payment of the same royalty and minimum royalty fees as provided under the terms of the license to mine.

Effective October 1, 1975

## CHAPTER 374

**AN ACT Permitting Certain Graduates of Vocational-Technical Institutes to Take the Journeyman's Examination Given by the Electricians' Examining Board, the Oil Burner Men's Licensing Board or the Plumbers' Examining Board.**

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

Sec. 1. 20 MRSA § 2361, as enacted by PL 1971, c. 434, is repealed and the following enacted in place thereof:

§ 2361. **Graduates of vocational-technical institutes**

Any person who has satisfactorily completed a course of instruction at a Maine vocational-technical institute in the practice of electrical installations, oil burner installations or plumbing shall be entitled to take the journeyman's examination conducted by any of the respective boards: Electricians' Examining Board, Oil Burner Men's Licensing Board, or Plumbers' Examining Board, as the case may be.

Sec. 2. 32 MRSA § 1202, sub-§ 1, ¶ A, first sentence, as last repealed and replaced by PL 1973, c. 363, is repealed and the following enacted in place thereof:

For a journeyman electrician's or limited license at least 2 years' service as an apprentice or helper electrician, except that the board may give such credit as it deems justified toward such service for satisfactory completion of a course of instruction in the trade in a school approved by the board; provided, however, that any person qualified under Title 20, section 2361, shall be eligible to write the journeyman's examination.