

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

Sec. 2. 26 MRSA § 1191, sub-§ 6 is enacted to read:

6. Supplemental weekly benefit for dependents. An individual in total or partial unemployment and otherwise eligible for benefits shall be paid for each week of such unemployment, in addition to the amounts payable under subsections 2 and 3, the sum of \$5 for each unemancipated child of such individual who in any part of the benefit year and during any part of such individual's period of eligibility is, in fact, dependent upon and is being wholly or mainly supported by such individual, and who is under the age of 18, or who is 18 years of age or over and incapable of earning wages because of mental or physical incapacity, or who is a full-time student as defined in Title 39, section 2, subsection 4, paragraph C, or who is in his custody pending the adjudication of a petition filed by such individual for the adoption of such child in a court of competent jurisdiction and for each such child for whom he is under a decree or order from a court of competent jurisdiction to contribute to such child's support and for whom no other person is receiving allowances hereunder. In no instance shall the dependency benefits as provided in this subsection be more than 50% of the individual's weekly benefit amount except that if such amount of dependency benefits includes a fractional part of a dollar, it shall be raised to the next highest dollar.

The commission shall prescribe regulations as to who may receive a dependency allowance when both the husband and wife are eligible to receive unemployment compensation benefits.

Sec. 3. 26 MRSA § 1192, sub-§ 5, first sentence, as amended by PL 1967, c. 398, § 3, is repealed and the following enacted in place thereof:

For each eligible individual establishing a benefit year on or after January 1, 1976, he has been paid wages of at least \$250 for insured work in each of 2 different quarters in his base period and has been paid total wages of at least \$900 in his base period for insured work.

Sec. 4. Effective date. This Act shall become effective January 1, 1976.

Effective January 1, 1976

CHAPTER 569

AN ACT Concerning Vehicles Left on the Premises of Commercial Garages and Certain Other Automobile Businesses for a Period of 6 Months or More.

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

29 MRSA § 895-A is enacted to read:

§ 895-A. Unclaimed vehicles left for repair

1. Vehicles unclaimed for 6 months; notice by publication. If a motor vehicle with damage to its mechanical or body parts which has resulted from an accident has been brought to the premises of any garage, auto body repair shop, service station or auto dealership for storage or repair, or both, and has been left on such premises for 6 months or more and, if the identity of the owner of said vehicle has been determined and such owner, after reasonable

notice, has not claimed said vehicle and paid all reasonable costs and charges for its storage and repair or, if the identity or location of the owner of said vehicle has not been ascertained, the owner of such premises may cause to be published at least once in a newspaper of general circulation in the county where said premises are located a notice clearly describing said vehicle and stating that if the owner of said vehicle has not properly claimed it and paid all reasonable costs and charges for its storage and any repair work that may have been done on it within 30 days of the date of such published notice, title to that vehicle shall pass to the owner of the garage, auto body repair shop, service station or auto dealership where it is located.

2. Secretary of State to issue certificate. The Secretary of State, upon the presentation of sufficient evidence by any person to whom title to a motor vehicle has passed under subsection 1, shall issue to that person, upon payment of a fee of \$5, a certificate of title to that motor vehicle. The Secretary of State is authorized to make all rules and regulations necessary and convenient to assure the validity of claims submitted under this subsection.

3. Court determination. The holder of a certificate of title under subsection 2 may apply to the Superior Court for a determination that title to that vehicle properly rests in the holder of the certificate of title issued under subsection 2. A certificate of title issued under subsection 2 shall be prima facie evidence that title to the motor vehicle concerned rests in the person to whom the certificate was issued.

Effective October 1, 1975

CHAPTER 570

AN ACT to Aid Small Municipalities to Comply with Statutes Concerning the Protection and Improvement of Air.

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

38 MRSA § 606 is enacted to read:

§ 606. Municipal alternative

1. Cone burners. The provisions of this chapter shall not apply to cone burners constructed or operated by any municipality, group of municipalities, quasi-municipal corporations or district, providing a system of solid waste management for public purposes and for the health, welfare, comfort and convenience of the inhabitants of the district; provided that the population served does not exceed 25,000 people and that proper leachate control, ash sifting and ash disposal is accomplished in a legal manner and provided that the public health, safety and welfare are not adversely affected by the emissions of this type of unit. In determining the effect on public health, safety and welfare and before ordering the closing of any cone burner operation, the Department of Environmental Protection shall show that the operation of the burner violates the standards set forth in section 584-A.