

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

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PUBLIC LAWS
OF THE
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The transition to the 4-year license for persons not yet 65 years old shall be made in the following manner: The Secretary of State shall devise a schedule whereby $\frac{1}{2}$ of all of those renewal licenses shall be issued for 4 years. Upon the expiration of those 2-year renewal licenses, all licenses thereafter for persons not yet 65 years of age shall be issued for 4 years. The fee for all 2-year licenses shall be \$5.

Sec. 4. 29 MRSA § 545, as amended by PL 1969, c. 137, is repealed and the following enacted in its place:

§ 545. Elderly persons; examination

Any person who has reached his 65th birthday shall be required to pass the vision portion of a driver's examination before his license may be renewed.

Any person who has reached his 75th birthday shall be required to pass a driver's examination before his license may be renewed.

Sec. 5. 29 MRSA § 2241, last ¶, 1st sentence, as last amended by PL 1973, c. 361, is further amended to read:

The original license issued to a new applicant shall be a provisional license for a period of one year following the date of issue and shall remain in force as a nonprovisional license to the ~~2nd birthday following the date of issue~~ next normal expiration date.

Sec. 6. 29 MRSA § 2241, last ¶, 3rd sentence, as last amended by PL 1975, c. 731, § 67, is further amended to read:

If he is convicted of or adjudicated to have committed a 2nd moving violation, his license shall be suspended for 60 days and if he is convicted of or adjudicated to have committed a 3rd moving violation, the license shall be suspended to the ~~date of its expiration~~ 2nd birthday next following the date of issue or for 90 days, whichever shall be the longer period of time.

Sec. 7. Effective date. This Act shall become effective on November 1, 1977.

Effective November 1, 1977

CHAPTER 213

AN ACT to Establish an Environmental Coordination Procedure.

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

Sec. 1. 12 MRSA § 685-B, sub-§ 1, ¶ C, 3rd ¶, as last amended by PL 1971, c. 618, § 12, is repealed and the following enacted in its place:

Approval by the commission that the proposed development meets the requirements of subsection 4, and of the land use standards, rules and regulations adopted by the commission shall be a sufficient basis to support, but shall not require, a finding by the administering agency that the development meets the requirements of the Site Location of Development Law, Title 38, sections 481 to 488, the Minimum Lot Size Law, sections 4807 to 4807-G, the Wetlands Law, Title 38, sections 471 to 478, the Great Ponds Law, Title 38, section 422 or the Stream Alteration Law, sections 2206 to 2212 and the rules and regulations adopted with respect to any of such statutes, as any of such statutes, rules or regulations may apply. Disapproval by the commission shall be a sufficient basis to support, but shall not require, a finding by the administering agency that the proposed development does not meet the requirements of the Site Location of Development Law, Title 38, sections 481 to 488, the Minimum Lot Size Law, sections 4807 to 4807-G, the Wetlands Law, Title 38, sections 471 to 478, the Great Ponds Law, Title 38, section 422, or the Stream Alteration Law, sections 2206 to 2212 and the rules and regulations adopted with respect to any of such statutes, as any of such statutes, rules or regulations may apply.

Sec. 2. 12 MRSA § 685-B, sub-§ 1, ¶ C, as last amended by PL 1971, c. 618, § 12, is further amended by adding at the end the following new paragraph:

The commission shall establish coordination and assistance procedures for all land use permits issued by agencies of the State for proposed development within the unorganized townships and plantations. Such procedures shall, to the extent practicable, ensure: The availability to the public of necessary information concerning such land use permits; the provision of assistance to applicants in obtaining such permits from such agencies; the coordination of application procedures, time schedules, application forms and similar requirements so as to reduce delay and duplication of effort by applicants and the issuing agencies. Such permit issuing agencies shall cooperate with the commission in the development and effectuation of such coordination and assistance procedures.

Sec. 3. 12 MRSA § 685-B, sub-§ 4, ¶ A, as enacted by PL 1971, c. 457, § 5, is repealed and the following enacted in its place:

A. Adequate technical and financial provision has been made for complying with the requirements of the state's air and water pollution control and other environmental laws, and those standards and regulations adopted with respect thereto, including without limitation the Site Location of Development Law, Title 38, sections 481 to 488, the Minimum Lot Size Law, sections 4807 to 4807-G, the Wetlands Law, Title 38, sections 471 to 478, the Great Ponds Law, Title 38, section 422, and the Stream Alteration Law, sections 2206 to 2212, for solid waste disposal, for controlling of offensive odors and for the securing and maintenance of sufficient healthful water supplies, and

Sec. 4. 38 MRSA § 341, as last repealed and replaced by PL 1975, c. 771, § 418, is amended by adding at the end the following new paragraph:

The Department of Environmental Protection shall establish coordination and assistance procedures for all environmental permits issued by agencies of the State for activities within the organized municipalities. Such procedures shall, to the extent practicable, ensure: The availability to the pub-

lic of necessary information concerning such environmental permits; the provision of assistance to applicants in obtaining such permits from all such agencies; the coordination of application procedures, time schedules, application forms and similar requirements so as to reduce delay and duplication of effort by the applicant and the issuing agencies. Such permit issuing agencies shall cooperate with the Department of Environmental Protection in the development and effectuation of such coordination and assistance procedures.

Effective October 24, 1977

CHAPTER 214

AN ACT to Establish Arbor Week.

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

Sec. 1. 1 MRSA c. 5, 1st 2 lines, are repealed and the following enacted in their place:

CHAPTER 5

COMMEMORATIVE DAYS AND WEEKS

Sec. 2. 1 MRSA § 111 is repealed.

Sec. 3. 1 MRSA § 111-A is enacted to read:

§ 111-A. Arbor Week

The Governor shall annually issue a proclamation setting apart the 3rd full week in May as Arbor Week, recommending its observance by the public in the planting of trees, shrubs and vines, in the promotion of forest growth and culture, in the adornment of public and private grounds, places and ways, and in such other efforts and undertakings as shall harmonize with the general character of the week. He shall recommend that such week be observed in rural and suburban schools by exercises appropriate to Arbor Week.

Effective October 24, 1977

CHAPTER 215

AN ACT Relating to the Establishment of a Revolving Account for Local Educational Assessment.