

# 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

January 5, 1977 to July 25, 1977

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

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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PUBLIC LAWS  
OF THE  
**STATE OF MAINE**

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**FIRST REGULAR SESSION**

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ONE HUNDRED AND EIGHTH LEGISLATURE

1977

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The Division of Community Services shall review and evaluate the home winterization program and report its findings to the Legislature.

**Sec. 2. Appropriation.** There is appropriated from the General Fund to the Executive Department, the Division of Community Services the sum of \$91,494 to help implement the provisions of this Act. The breakdown shall be as follows:

1977-78

EXECUTIVE DEPARTMENT

Division of Community Services

Personal Services

(12) \$91,494

These funds shall be used to employ a qualified person, such as a carpenter, to supervise the projects in each of the community action programs. These positions shall be hired on a limited period basis within the funds provided.

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

Effective July 23, 1977

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**CHAPTER 572**

**AN ACT to Exempt Turbojet Fuel used for International Flights from Sales Tax.**

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

**Sec. 1.** 36 MRSA § 1760, sub-§ 8, as amended by PL 1969, c. 223, § 1, is further amended to read:

**8. Motor vehicle fuel.** Sales of gasoline and motor fuels upon which a tax is now imposed by the State, or any other state or province, but the tax payable upon such fuels not used by vehicles on the highway shall be deducted from any refund of the gasoline tax sought by the purchaser; however, **except for fuel sold for international flights**, internal combustion engine fuel as defined in section 2902 bought and used for the purpose of propelling jet or turbojet engine aircraft shall not be exempt;

**Sec. 2.** 36 MRSA § 2903, first sentence, as amended by PL 1971, c. 529, § 1, is further amended to read:

An excise tax is levied and imposed at the rate of 9¢ per gallon upon internal combustion engine fuel sold or used within this State, including such sales when made to the State or any political subdivision thereof, for any purpose whatsoever, excepting such internal combustion engine fuel sold or used in such form and under such circumstances as shall preclude the collection of this tax by reason of the laws of the United States, or sold wholly for exportation from the State, or brought into the State in the ordinary standardized equipment fuel tank attached to and forming a part of a motor vehicle and used in the operation of such vehicle within the State, except that the rate shall be 1¢ per gallon upon internal combustion engine fuel as defined in section 2902 bought or used by any person, association of persons, firm or corporation for the purpose of propelling jet or turbojet engine aircraft, **not for international flights**, including such sales when made to the State or any political subdivision thereof, **and except that the rate shall be 2¢ per gallon upon internal combustion engine fuel as defined in section 2902 bought or used by any person, association of persons, firm or corporation for the purpose of propelling jet or turbojet engine aircraft for international flights** excepting such fuel sold or used under such circumstances as shall preclude the collection of this tax by reason of the laws of the United States, or sold wholly for exportation from the State, or brought into the State in the fuel tanks of an aircraft.

Effective October 24, 1977

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## CHAPTER 573

### AN ACT to Base Adjustments of Teacher and State Employee Retirement Allowances on the Consumer Price Index.

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

Sec. 1. 5 MRSA § 1001, sub-§ 6-A is enacted to read:

6-A. Consumer Price Index. "Consumer Price Index" shall mean the Consumer Price Index for Urban Wage Earners and Clerical Workers: United States City Average, All items, 1967=100, as compiled by the Bureau of Labor Statistics, United State Department of Labor; or, if the index is revised or superseded, the Consumer Price Index shall be the index represented by the Bureau of Labor Statistics as reflecting most accurately changes in the purchasing power of the dollar for consumers.

Sec. 2. 5 MRSA § 1124, sub-§ 4, 1st ¶, as enacted by PL 1975, c. 622, § 55, is repealed and the following enacted in its place:

At any time that a retirement allowance adjustment is made for state retirees, the same percentage increase shall be applied to the payments made under subsection 1, paragraph B. All adjustments shall become effective on the same day as such retirees' allowance adjustments. Participating local districts may provide such adjustments in the survivor benefits provisions of subsection 1, paragraph B, by application to the board of trustees and shall supply a certified copy of its action with a statement of agreement of payment of costs.