

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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Augusta, Maine  
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F. The commission may, upon its own motion, terminate coverage of any employer who became an employer under section 1043, subsection 9, paragraph J, when the commission finds that there were not 20 different days, each day being in a different week within the preceding calendar year, within which the employing unit employed 10 or more individuals in agricultural labor subject to this chapter and did not pay wages of \$20,000 to individuals employed in agricultural labor in any calendar quarter; and the commission may upon its own motion terminate coverage of any employer who became an employer under section 1043, subsection 9, paragraph K, when the commission finds that the employing unit did not pay wages of \$1,000 to individuals employed in domestic service in any calendar quarter of the preceding calendar year.

G. Except as otherwise provided in subsection 3, an employing unit which became an employer under section 1043, subsection 9, paragraph K, shall cease to be an employer subject to this chapter as of the first day of January of any calendar year, only if it files with the commission, prior to the 31st day of January of that year, a written application for termination of coverage and the commission finds that the employing unit did not pay wages of \$1,000 to individuals employed in domestic service in any calendar quarter of the preceding calendar year. For the purpose of this subsection, the 2 or more employing units mentioned in section 1043, subsection 9, paragraph B, C or D, shall be treated as a single employing unit.

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

Effective June 4, 1979

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## CHAPTER 355

H. P. 959 — L. D. 1184

### AN ACT to Establish a Lobster Advisory Council.

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

Sec. 1. 12 MRSA c. 619, sub-c. IV is enacted to read:

#### SUBCHAPTER IV LOBSTER ADVISORY COUNCIL

##### § 6461. Purpose

The lobster fishing industry is one of the most important industries in the State because of its contribution to the economy and also because of its unique social, historic and cultural contributions to this State's quality of life.

This subchapter is enacted to help conserve and promote the prosperity and welfare of the State and its citizens and the lobster fishing that helps to support them. This subchapter will accomplish these goals by fostering and promoting better methods of conserving, utilizing, processing, marketing and studying the lobster.

§ 6462. Lobster Advisory Council

1. Appointment; composition. There is established the Lobster Advisory Council which shall consist of 9 members. Each member shall be appointed by the commissioner. Six members of the council shall be holders of lobster and crab fishing licenses and shall be chosen to reflect a geographic distribution along the coast. Two members shall be holders of wholesale seafood licenses and shall be primarily dealers in lobster. One member shall be a member of the general public and shall not hold any license under this subpart.

2. Term. All members shall be appointed for a term of 3 years, except a vacancy shall be filled by the commissioner for the unexpired portion of the term. Members shall continue to serve until their successors are appointed.

3. Compensation. Members shall serve without compensation, but shall be reimbursed for their actual expenses, including travel at a mileage rate equal to that for state employees under Title 5, section 8. Expenses of the council shall not exceed \$2,000 a year.

4. Quorum. A quorum shall be 5 members of the council, if at least 3 of them are lobster and crab fishing license holders.

5. Chairman and officers. The council shall annually choose one of its members to serve as chairman for a one-year term. The council may select other officers and designate their duties.

6. Meetings. The council shall meet at least 4 times a year at regular intervals. It may also meet at other times at the call of the chairman or the commissioner.

§ 6463. Council programs and activities

1. Advise. The council shall advise the commissioner on activities of the department that relate to the lobster industry. The council may investigate problems affecting the lobster industry and make recommendations to the commissioner and the Marine Resources Advisory Council concerning its investigations.

2. Research plans. The council may review current lobster research programs and plans for research on the lobster stock, and submit to the commissioner and Marine Resources Advisory Council, annually, its recommendations on those programs and plans.

**Sec. 2. Initial appointments.** The terms of those persons initially appointed to the council shall be as follows: Two members appointed as holders of lobster and crab fishing licenses shall be appointed for one year, 2 for 2 years and 2 for 3 years; one member appointed as a holder of a wholesale seafood license shall be appointed for one year and one for 3 years; and the public member shall be appointed for 2 years. Thereafter, all appointments shall be as provided in this Act.

Effective September 14, 1979

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## CHAPTER 356

H. P. 238 — L. D. 284

### AN ACT to Amend the Statute Relating to Alternative Procedures for Adoption of School Budgets.

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

**Sec. 1.** 20 MRSA § 226-A, sub-§ 1, 2nd ¶, as enacted by PL 1977, c. 695, § 2, is amended to read:

“Shall District No. \_\_\_\_\_ vote to require that the voting at future district budget meetings and special district budget meetings held between July 2, 1978 and July 1, ~~1980~~ 1982, be done within each member municipality of the district?”

**Sec. 2.** 20 MRSA § 226-A, sub-§ 2, ¶ B, as enacted by PL 1977, c. 695, § 2, is amended to read:

**B.** The municipal officers of each municipality within the district shall then cause the article set out in subsection 1 to be placed on the ballots for that municipality for the next general or statewide special election occurring at least ~~420~~ 45 days after the date on which the municipal officers received the notice required under paragraph A.

**Sec. 3.** 20 MRSA § 226-A, sub-§§ 3, 4 and 5, as enacted by PL 1977, c. 695, § 2, are amended to read:

**3. Petition to commissioner.** Whenever it is determined that the voters within a School Administrative District have voted in the affirmative on the article set out in subsection 1, the board of directors shall notify the Commissioner of Educational and Cultural Services of that fact and shall request authorization from the commissioner to cause the voting at all future district budget meetings and special district budget meetings held between July 2, 1978 and July 1, ~~1980~~ 1982, to be done within each municipality within the district.