

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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PUBLIC LAWS
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2. Primary storage facilities. "Primary storage facilities" shall mean any facility which receives petroleum products into Maine either by pipeline or ship.

3. Reporting. Each owner or lessee of primary storage facilities of petroleum products in the State shall make an accurate report on the first and 3rd Monday of each month to the Director of the Office of Energy Resources on a form provided by the director. This form shall require the following information:

A. The total inventory of each petroleum product stored in the State, as measured, within no more than 3 working days prior to the reporting date; and

B. Quantities of each petroleum product delivery expected into the State within 15 days of the reporting date; and shall contain a conspicuous statement of the penalties provided in subsection 4.

4. Penalty provisions. Any owner or lessee of a primary storage facility covered by this section, who fails to provide the information required by this chapter or who knowingly supplies information of a false or misleading nature, is guilty of a Class D crime or any owner or lessee of a primary storage facility who supplies information of a false or misleading nature commits a civil violation for which a forfeiture of not more than \$2,500 may be adjudged.

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

Effective June 6, 1979

CHAPTER 373

H. P. 1144 — L. D. 1406

AN ACT Concerning Detentions, Public Proceedings and Recording Requirements under the Juvenile Code.

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

Sec. 1. 15 MRSA § 3203, sub-§ 9 is enacted to read:

9. Detention. In the event that the court orders detention, after detention hearing in accordance with subsection 5, paragraph C, a petition shall be filed within 10 days from the date of detention, unless the time therefor is extended by the court by further order. In the event a petition is not so filed, then detention shall be terminated and the juvenile discharged from detention.

Sec. 2. 15 MRSA § 3307, sub-§ 2, ¶A, as amended by PL 1977, c. 664, § 27, is further amended to read:

A. The general public shall not be excluded from ~~adjudicatory hearings~~ any **proceeding** on a juvenile crime that would constitute murder or a Class A, Class B or Class C crime if the juvenile involved were an adult or from any subsequent dispositional hearings in such cases.

Sec. 3. 15 MRSA § 3307, sub-§ 3, as amended by PL 1977, c. 664, § 29, is further amended to read:

3. **Record.** A verbatim record shall be made of all ~~detention~~ bind over, adjudicatory and dispositional hearings.

Sec. 4. 15 MRSA § 3310, sub-§ 5, ¶ A, as amended by PL 1977, c. 664, § 32, is further amended to read:

A. When the court finds that the allegations of the petition are supported by evidence beyond a reasonable doubt, the court may adjudge that the juvenile committed a juvenile crime and shall, in all such adjudications, issue an order of adjudication ~~setting forth the basis for its findings.~~

Sec. 5. 15 MRSA § 3312, sub-§ 3, ¶ A, as enacted by PL 1977, c. 520, § 1, is amended to read:

A. The court may continue the dispositional hearing, either on its own motion or on the motion of any interested party ~~for a reasonable period not to exceed one month to receive reports or other evidence:~~

(1) For a period not to exceed one month to receive reports or other evidence; or

(2) For a period not to exceed 12 months in order to place the juvenile in a supervised work or service program or a restitution program, or for such other purpose as the court in its discretion deems appropriate. In the event a supervised work or service program or restitution program has been ordered, the court shall on final disposition consider whether or not there has been compliance with the program so ordered.

Effective September 14, 1979

CHAPTER 374

H. P. 1042 — L. D. 1275

AN ACT Relating to the Purchase of Railroad Rights of Way.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and