

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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Act and shall not effect the tenure of office of persons appointed to the commission prior to the effective date of this Act.

Sec. 4. Transitional provisions. All actions of the commission taken before the effective date of this Act, and all rules and regulations currently in effect and operative on the effective date of this Act, shall be valid and shall continue in effect until rescinded, amended or changed according to law.

Effective September 14, 1979

CHAPTER 460

H. P. 842 — L. D. 1044

AN ACT to Authorize the Bureau of Public Lands to Lease Lands in the Intertidal Zone Adjacent to Permanent Structures.

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

12 MRSA § 514-A, sub-§ 2, ¶ A, as enacted by PL 1975, c. 287, § 1, is amended by inserting after the first sentence the following:

He may also lease, for a period not more than 5 years, a buffer zone of not more than 30 feet in width around a permanent structure located on submerged or intertidal land, provided the lease is necessary to preserve the integrity and safety of the structure, and the Commissioner of Marine Resources consents to that lease.

Effective September 14, 1979

CHAPTER 461

H. P. 1404 — L. D. 1617

AN ACT Creating a State of Maine Trustees Advisory Board.

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

Whereas, Maine's natural resources are made known widely by participation in the exposition; and

Whereas, this legislation is necessary to improve Maine's participation and effectiveness in the 1979 exposition; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

7 MRSA § 403, as enacted by PL 1973, c. 574, § 1, is amended by inserting at the end the following new paragraph:

There is created a Maine Trustees Advisory Board to assist and advise the commissioner in fulfillment of the department's responsibilities under this section. The board shall consist of 5 members who are not employees of the State of Maine chosen from Region 1 trustees of the Eastern States Exposition Board of Trustees, representing the various interests of the State. They shall be named by the Region 1 chairman who shall serve as an ex officio member of the board. These board members shall serve 5-year terms, except that initially members shall be named by classes of 1, 2, 3, 4 and 5 years. No member who has served a full 5-year term shall succeed himself. In case of vacancies, new members shall be named by the Region 1 chairman to fill unexpired terms. Should a board member cease to be a Region 1 trustee during his term, his position on the board shall be declared vacant. The board shall meet at least once a year and at other times as deemed necessary, and upon the call of the commissioner. It shall name its own chairman.

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

Effective June 15, 1979

CHAPTER 462

H. P. 623 — L. D. 765

AN ACT Relating to Determination of Refund Values on Beverage Containers.

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

Whereas, the present language of the bottle law authorizes manufacturers to determine the deposit and refund value on nonrefillable beverage containers; and

Whereas, that language promotes the establishment of recycling centers by manufacturers instead of by distributors; and

Whereas, the advantage given to manufacturers substantially increases the