

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

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Kennebec Journal
Augusta, Maine
1979

**PRIVATE AND
SPECIAL LAWS**
OF THE
STATE OF MAINE
AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND NINTH LEGISLATURE
1979

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

P&SL 1941, c. 69, § 4, sub-§ (a), last ¶, as amended by P&SL 1965, c. 120, is further amended to read:

Provided, however, the authority shall not lease, sell or otherwise convey, or allow to be used, any of its real or personal property or easements therein, franchises, buildings or structures with access to any part of the turnpike, or its approaches, for commercial purposes, **except as determined by the authority to implement the objectives of the United States Oil Storage Program as provided by the United States Code, Title 42, sections 6233 to 6246, inclusive, and with the exception of such gasoline filling stations, service and repair stations and restaurants as it deems necessary to service the needs of the traveling public while using the turnpike, except that the authority may permit the erection, or installation of electric power, telegraph, telephone, water or pipeline facilities.**

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

Effective June 20, 1979

CHAPTER 43

S. P. 397 — L. D. 1215

AN ACT to Create a Ground Water Protection Commission to Review the Laws Dealing with Ground Water.

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

Sec. 1. Commission established. There is created a Ground Water Protection Commission, hereinafter known as the "commission."

Sec. 2. Administration. The Land and Water Resource Council shall provide staff support to the commission and administer its functions.

Sec. 3. Membership. The commission shall be composed of 15 members, as follows: One member from the Maine Geological Survey, one member from the Department of Human Services, one member from the Department of Environmental Protection, one member who is a municipal official, one member from a regional planning agency, one member of the Joint Standing Committee on Judiciary, one member of the Joint Standing Committee on Energy and Natural Resources, 4 members representing industry and 4 members from the general public. One member representing industry shall be from a water company and one shall be a well driller. One member from the general public shall be admitted to

the Maine Bar Association, and one shall be a member of a statewide environmental organization.

Sec. 4. Appointment. The members shall be appointed as follows: The member from the Maine Geological Survey shall be appointed by the State Geologist. The members from the Departments of Human Services and Environmental Protection shall be appointed by their respective commissioners. A well driller shall be appointed by the Maine Well Drillers Association and a member representing a water company shall be appointed by the Maine Water Utility Association. One municipal official, one member of the Joint Standing Committee on Energy and Natural Resources, one member representing industry and 2 members from the general public, including a member of an environmental organization, shall be appointed by the President of the Senate. One member from a regional planning agency, one member of the Joint Standing Committee on Judiciary, one member representing industry and 2 members from the general public, including a member of the Maine Bar Association, shall be appointed by the Speaker of the House. The members shall be appointed in a timely manner and the commission shall hold an organizational meeting within 30 days after the adjournment of the Legislature at the call of the Chairman of the Legislative Council. At this meeting, the commission shall elect a chairman and a vice-chairman from within the membership.

Sec. 5. Duties. The commission shall:

1. Ground water contamination. Identify recent documented cases of significant ground water contamination, and where possible, determine the sources of the contamination;

2. Information gathering and analysis. Review the existing organization for the collection and analysis of ground water information and evaluate its adequacy;

3. Existing regulations. Review the existing federal, state and local regulations protecting ground water; and

4. Other studies and evaluation. Make any other studies and evaluations necessary to fully assess existing laws and information relating to ground water conservation and protection.

Sec. 6. Reports. The commission shall present its findings, together with any suggested legislation, to the First Regular Session of the 110th Legislature.

Sec. 7. Compensation of members. Members, except state employees, shall receive reimbursement for the necessary actual expenses incurred in carrying out their duties.

Sec. 8. Assistance. All executive departments are directed to give prompt assistance to the commission.

Sec. 9. Acceptance of funds. The commission is authorized to accept funds from any agency of the United States, from any private foundation and from any other public or private source for the purposes of carrying out this Act.

Sec. 10. Appropriation. The following funds shall be appropriated from the General Fund to carry out the purposes of the Act:

1979-80

GROUND WATER PROTECTION
COMMISSION

All Other	\$5,000
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Effective September 14, 1979

CHAPTER 44

H. P. 199 — L. D. 248

AN ACT Providing Additional Funds to Acquire Land for a Passenger Terminal, Transfer Bridge and a Parking Area for the Casco Bay Ferry Service in Portland and to Provide Funds for their Construction.

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

Funds not to lapse in certain transportation project. Funds allotted from the appropriation in PL 1977, c. 380, for the purpose of carrying out the provisions of P&SL 1977, c. 79, shall not lapse but shall be a continuing carrying account until the purpose for which the funds were allotted has been accomplished.

Effective September 14, 1979

CHAPTER 45

H. P. 753 — L. D. 959

AN ACT to Separate Ogunquit Village Corporation from the Town of Wells.

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