

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

**PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE
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1981

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND TENTH LEGISLATURE

1981

	1981-82	1982-83
FINANCE AND ADMINISTRATION, DEPARTMENT OF		
Unallocated	\$ 7,500	\$10,000
Total	\$ 7,500	\$10,000

These funds shall be used to reimburse state departments and agencies to cover additional costs relating to the additional requirements imposed by this bill under amendments to Title 5, section 8052, subsection 2, paragraphs A and B.

LEGISLATURE

Positions	(2)	(2)
Personal Services	\$26,600	\$40,000
Capital Expenditures	1,500	
Total	\$28,100	\$40,000

These funds permit readjustment in committee assignment by legislative assistants to accommodate the increased workload.

Sec. 18. Effective date. This Act is effective 91 days after the adjournment of the Legislature.

Effective September 19, 1981

CHAPTER 525

S. P. 401 — L. D. 1193

AN ACT to Improve the Community Industrial Building Program.

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

Sec. 1. 10 MRSA § 672, sub-§ 1-A is enacted to read:

1-A. Carrying costs. "Carrying costs" means reasonable costs incurred for the maintenance, protection and security of a community industrial building prior to occupancy including, but not limited to, insurance, taxes and interest.

Sec. 2. 10 MRSA § 672, sub-§ 2, as enacted by PL 1973, c. 633, § 26, is amended to read:

2. Community industrial building. "Community industrial building" ~~shall mean~~ means a building of flexible design erected ~~and whose construction or carrying costs, or both, are~~ financed pursuant to this chapter for the purpose of creating new jobs in a municipality through availability on the open market by sale or lease to a purchaser or tenant requiring industrial building facilities.

Sec. 3. 10 MRSA § 672, sub-§ 2-A is enacted to read:

2-A. Development office. "Development office" means the State Development Office as created in Title 5, Part 16.

Sec. 4. 10 MRSA § 672, sub-§§ 6 and 7 are enacted to read:

6. Rural area. "Rural area" means any area that is not an urban area as defined in this section.

7. Urban area. "Urban area" means any municipality with a population greater than 10,000 persons.

Sec. 5. 10 MRSA § 673, sub-§ 2, as enacted by PL 1973, c. 633, § 26, is repealed and the following enacted in its place:

2. Rules and regulations. To adopt rules and regulations to carry out the intent of this chapter and cause records of its proceedings to be kept; and

Sec. 6. 10 MRSA § 674, as enacted by PL 1973, c. 633, § 26, is amended by adding at the end a new paragraph to read:

There is created within the fund, 2 separate accounts for rural and urban areas, respectively called the "rural" and "urban" accounts, which shall be separately charged and credited as provided under this section according to the location in a rural or urban area of each community industrial building.

Sec. 7. 10 MRSA § 676, first 2 ¶¶, as enacted by PL 1973, c. 633, § 26, are repealed and the following enacted in their place:

Upon application of the development corporation, the authority may loan to the development corporation an amount, upon such terms and conditions as it may prescribe, for the purposes of financing construction or carrying costs of a community industrial building. Loans by the authority to the development corporation under this chapter shall be repaid in full, including interest and other charges within 90 days after the building is occupied. The authority shall not

finance the construction of more than one unoccupied community industrial building project in a county at one time.

Before issuing any loan under this chapter, the authority shall determine that:

Sec. 8. 10 MRSA § 676, last ¶, as enacted by PL 1973, c. 633, § 26, is amended to read:

No community development corporation which has obtained a loan from the authority ~~for the construction of a community industrial building under this chapter~~ shall sell or lease such building without the express approval by the authority of the purchaser or lessee of ~~said~~ the building.

Sec. 9. 10 MRSA § 677, as enacted by PL 1973, c. 633, § 26, is amended to read:

§ 677. Promotion and development

The ~~Department of Commerce and Industry~~ **development office** shall undertake promotional and publicity activities on behalf of community industrial buildings to properly market such community industrial buildings to prospective purchasers or tenants. The ~~department~~ **development office** shall maintain a constant and continual effort to secure suitable tenants or purchasers for such buildings and shall prepare such advertising and promotional material as necessary. All expenses necessarily incurred by the ~~department~~ **development office** in carrying out the purposes of this section shall be charged to the Community Industrial Building Fund.

Sec. 10. 10 MRSA § 678, as amended by PL 1973, c. 677, § 3, is further amended by adding at the end a new sentence to read:

This section shall not apply to any community industrial building whose construction is not financed under this chapter.

Sec. 11. 10 MRSA § 679, as enacted by PL 1973, c. 633, § 26, is amended to read:

§ 679. Economically deprived areas

~~The~~ **Within the separate rural and urban accounts,** the authority shall give preference to economically deprived areas within labor market districts declared to be in need of economic development assistance by the Department of Manpower Affairs.

Sec. 12. Transition provisions. Notwithstanding the Maine Revised Statutes, Title 5, section 1585, any moneys in the Community Industrial Building Fund which are not obligated on the effective date of this Act, and any changes or credits made to the Community Industrial Building Fund on or after the effective date in connection with the financing of a community industrial building under

this chapter prior to the effective date, shall be divided equally between rural and urban accounts.

Sec. 13. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1982-83

EXECUTIVE DEPARTMENT

State Development Office

All Other

\$300,000

Effective September 18, 1981

CHAPTER 526

S. P. 475 — L. D. 1358

AN ACT to Authorize the Department of Environmental Protection to Provide Technical Assistance to Municipalities and other Quasi-municipal Entities Regarding Solid Waste Management.

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

Sec. 1. 38 MRSA § 342, sub-§ 6 is enacted to read:

6. Technical services. The commissioner may provide technical assistance, advice and consultation at the request of any municipality or quasi-municipal entity on matters relating to solid waste management. Technical services may include, but not be limited to, technical advice regarding the operation of waste management facilities or services and employment of consultants to assist in the location or design of any type of solid waste facility. The assignment of consultants shall be based upon demonstrated need, including, but not limited to, placement on the open-dump inventory list, noncompliance with orders of the board or noncompliance with state or federal rules. This subsection is repealed on June 30, 1983.

Sec. 2. Legislative intent. It is the intent of the Legislature that the technical assistance program authorized by this Act shall be reviewed by the Joint Standing Committee on Energy and Natural Resources in order to determine if it should be terminated, modified or continued. The committee shall report its findings and recommendations to the First Regular Session of the 111th Legislature.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.