

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

SECOND SPECIAL SESSION

September 25, 1981

AND

THIRD SPECIAL SESSION

December 9, 1981

AND

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

AND AT THE

FOURTH SPECIAL SESSION

April 28, 1982 to April 29, 1982

AND AT THE

FIFTH SPECIAL SESSION

May 13, 1982

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

J.S. McCarthy Co.
Augusta, Maine
1981

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND AND THIRD SPECIAL SESSIONS

and

SECOND REGULAR SESSION

and

FOURTH AND FIFTH SPECIAL SESSIONS

of the

ONE HUNDRED AND TENTH LEGISLATURE

1981

5 MRSA §208, sub-§2, as amended by PL 1973, c. 323, §1, is repealed.

Effective July 13, 1982.

CHAPTER 570

S.P. 812 - L.D. 1908

AN ACT Relating to the Terms of the Public Utilities Commissioners.

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

Sec. 1. 35 MRSA §1, first sentence, as amended by PL 1975, c. 771, §390, is further amended to read:

The Public Utilities Commission, as heretofore established, shall consist of 3 members appointed by the Governor, subject to review by the ~~Joint Standing Committee on Public Utilities~~ legislative committee having jurisdiction over public utilities and to confirmation by the Legislature from time to time upon the expiration of the terms of the several members, for terms of 7 6 years and all 3 members of the commission shall devote full time to their duties.

Sec. 2. 35 MRSA §1, as last amended by PL 1975, c. 771, §§390-392, is further amended by adding after the first sentence 2 new sentences to read:

Each term shall end on March 31st of the 6th year of the term. A commissioner may continue to serve beyond the end of his term until a duly qualified successor is appointed.

Sec. 3. Transition provisions. The terms of the incumbent members on the effective date of this Act shall not be affected except as provided.

1. If the member whose term expires on July 8, 1982 either vacates his position prior to that date or completes his term, his successor shall be appointed for a term beginning upon qualification for office and expiring on March 31, 1987.

2. If the member whose term expires on May 1, 1984 vacates his position prior to April 1, 1983, his successor shall be appointed to a term expiring on March 31, 1983. In this case, the regular 6-year term will begin on April 1, 1983. If the incumbent member vacates his position on or after April 1, 1983, his successor shall be appointed to a term expiring on March 31, 1989.

3. If the member whose term expires on February 5, 1985 vacates her position prior to its expiration, her successor shall be appointed to a term expiring March 31, 1985. In this case, the regular 6-year term will begin on April 1, 1985. If the incumbent member completes her term, her successor shall be appointed for a term ending March 31, 1991.

Effective July 13, 1982.

CHAPTER 571

S.P. 741 - L.D. 1726

AN ACT to Transfer Certain Responsibilities for Insect Nuisance Identification from the Department of Conservation to the Department of Agriculture, Food and Rural Resources.

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

Sec. 1. 17 MRSA §2701-A, first sentence, as enacted by PL 1977, c. 645, is repealed and the following enacted in its place:

If an entomologist employed by the Department of Agriculture, Food and Rural Resources has reason to believe that an insect infestation, arising from other than normal agricultural or fishing activities, is a public nuisance and he is able to identify the source or sources of the infestation, he shall refer all this information to the Attorney General.

Sec. 2. 17 MRSA §2701-A, as enacted by PL 1977, c. 645, is amended by adding after the first sentence a new sentence to read:

In all other cases not involving agricultural or fishing ac-