

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

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

J.S. McCarthy Co., Inc.
Augusta, Maine
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
JANUARY 4, 1984 TO APRIL 25, 1984

CHAPTER 592

H.P. 1478 - L.D. 1932

AN ACT to Extend the Deadlines for the
Filing of Various Reports with the
Legislature.

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

Whereas, several study groups were established by the First Regular Session of the 111th Legislature and required to report their recommendations to the Second Regular Session by certain deadlines; and

Whereas, it has become apparent that several of those groups will require additional time to complete their reports and make their recommendations; and

Whereas, the Legislature requires the fully considered recommendations of these groups in order to make informed decisions on pending matters; 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:

Sec. 1. 38 MRSA §455, sub-§3, as enacted by PL 1981, c. 695, is amended to read:

3. Study. The commissioner, in cooperation with the sardine industry, shall conduct a study of the Maine sardine industry. This study shall consider:

A. Initiation of a program to ensure quality control of industry monitoring data;

B. Other data necessary to establish effluent standards;

C. Current or proposed federal categorization and effluent limitations for the sardine industry, and their relation to practices in Maine; and

D. Determination of best practicable control technology currently available for the sardine industry, including the performance and availability of control technology, the economic impact of the implementation of this technology and any other issues deemed relevant.

The commissioner shall submit this report to the joint standing committee of the Legislature having jurisdiction over marine resources by January 15 February 29, 1984.

Sec. 2. P&SL 1983, c. 46, §6, is amended to read:

Sec. 6. Reports. The commission shall present its findings, together with any suggested legislation, by January 31, 1984, to the Second Regular Session of the 111th Legislature.

Sec. 3. Ethanol steering committee. The deadline for submission to the Legislature of the report and legislation of the ethanol steering committee established by Private and Special Law 1983, chapter 54, is extended from January 15, 1984, to February 15, 1984.

Sec. 4. Forest Fire Advisory Council. The deadline for submission to the Legislature of the report and legislation of the Forest Fire Advisory Council established by Public Law 1983, chapter 556, is extended from January 5, 1984, to January 31, 1984.

Sec. 5. Tax conformity. The deadline for submission to the Legislature of the report and legislation of the Review Committee on Tax Conformity established by Public Law 1983, chapter 590, is extended from March 1, 1984, to April 1, 1984.

Sec. 6. State Compensation Commission. The deadline for submission to the Legislature of the report and legislation of the State Compensation Commission established by Public Law 1981, chapter 498, is extended from January 15, 1984, to April 15, 1984.

Sec. 7. Commission on Local Land Use Violations. The deadline for submission to the Legislature of the report and legislation of the Commission on Local Land Use Violations established by Public Law 1983, chapter 458, section 19, is extended from January 13, 1984, to January 27, 1984.

Emergency clause. In view of the emergency cited

in the preamble, this Act shall take effect when approved.

Effective January 13, 1984.

CHAPTER 593

H.P. 1288 - L.D. 1708

AN ACT Concerning the Rate of Return on
Investment Factor Under the Railroad Excise
Tax.

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

Whereas, it is desirable to resolve the tax obligations for 1983 and 1984 of railroad companies under the railroad excise tax as rapidly as possible in order to provide for efficient administration of the tax and stability in planning for the railroads; 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:

Sec. 1. 36 MRSA §2621-A, sub-§2, as enacted by PL 1983, c. 571, §5, is amended to read:

2. Operating investment. "Operating investment" means investment in railway property used in transportation service, less depreciation, plus cash, including temporary cash investments and special deposits, plus material and supplies. For purposes of railroad excise taxes payable in ~~1983~~ 1984 and 1985, based upon operations for the calendar ~~year 1984~~ years 1983 and 1984, respectively, "operating investment" also includes freight car operating leases of 10 years or more, valued at cost less straight-line depreciation over the initial term of the lease.

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

Effective February 1, 1984.
