

# 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.

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

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**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

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3. Registration. No political action committee may function in this State, unless it is registered in accordance with section 1553 or unless it is accepted excepted by the provisions thereof.

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

Effective April 9, 1984.

## CHAPTER 726

S.P. 813 - L.D. 2169

### AN ACT to Provide Set-back Requirements for Disposal by a Property Owner on His Property of Septage from His Residence.

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

Sec. 1. 38 MRSA §1304-B, sub-§3, as enacted by PL 1983, c. 380, §1, is amended to read:

3. Ordinances. This chapter shall not be construed as limiting the authority of any municipality to enact ordinances for the regulation of solid waste or septage disposal, provided that these ordinances are not less stringent than or inconsistent with this chapter or the regulations adopted under this chapter.

Sec. 2. 38 MRSA §1305, sub-§7 is enacted to read:

7. On-site disposal of domestic septage; enforcement. Municipalities shall enforce the provisions of section 1306, subsection 2. Municipalities may recover all costs of enforcement, including attorneys' fees, from a septage pumper who violates the provisions of that subsection.

Sec. 3. 38 MRSA §1306, as repealed and replaced by PL 1981, c. 430, §12, is repealed and the following enacted in its place:

#### §1306. Prohibition

1. General Prohibition. It is unlawful for any

person to establish, construct, alter or operate any waste facility without a permit issued by the board or commissioner.

2. On-site disposal of domestic septage; penalty. A septage pumper may dispose of septage from a residence on property of the owner of the residence at the request of the property owner, provided that the septage is placed at least 300 feet from property boundaries, fresh surface waters, tidal waters, water supplies, streets, highways and permanently or seasonally inhabited residential structures. Any septage pumper who violates the provisions of this subsection shall be subject to a civil penalty, payable to the municipality, of not more than \$1,000 for each day of violation.

Effective July 25, 1984.

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## CHAPTER 727

S.P. 820 - L.D. 2200

AN ACT to Amend the Certified Seed  
Potato Law.

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

7 MRSA §2103-A, first ¶, as enacted by PL 1983, c. 565, §1, is amended to read:

Foundation seed potatoes purchased from the state seed potato farm shall not be designated "certified seed" beyond 4 5 generations of the seed originally acquired. Seed potatoes imported into the State shall meet the state's certification standards and all import certificates shall designate the imported seed's generation, which shall equal and compare to a state certified seed designation. The imported seed shall "flush out" at the same rate as the equivalent state seed generation. Imported seed potatoes, where the generation cannot be demonstrated, shall be eligible for certification for no more than one generation of in-state propagation.

Effective July 25, 1984.

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