

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

In addition to the reporting requirements of 49 Code of Federal Regulations, Part 171, any person who transports a hazardous material within this State involved in an accident resulting in death, serious illness or serious personal injury, or resulting in a discharge of a hazardous material, shall report the accident, as provided for hazardous matter, Title 38, section 1318-B.

Sec. 7. 25 MRSA §2105, as enacted by PL 1977, c. 622, is repealed.

Sec. 8. 25 MRSA §2105-A is enacted to read:

§2105-A. Enforcement

It is the responsibility of the State Police, sheriffs and their deputies and all other police officers to investigate any alleged violations of this chapter and any rules adopted by reference thereto. Prior to taking enforcement action, a law enforcement officer shall have met minimum training requirements established by the Criminal Justice Academy with respect to hazardous materials.

Sec. 9. 25 MRSA §2106, as enacted by PL 1977, c. 622, is repealed.

Sec. 10. 25 MRSA §2106-A is enacted to read:

§2106-A. Penalties

Violation of section 2104-A is a Class D crime.

Sec. 11. 25 MRSA §2107, as enacted by PL 1977, c. 622, is repealed.

Sec. 12. 25 MRSA §2109, as enacted by PL 1983, c. 88, §5, is repealed.

Effective July 25, 1985

CHAPTER 737

S.P. 819 - L.D. 2199

AN ACT to Require State Agencies
Authorized to Expend Proceeds of Bonds Approved
by the Electorate to Report the Status of the
Bonds to the Legislature Prior to the Date of
Deauthorization as Provided in the
Constitution of Maine.

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

Sec. 1. 3 MRSA §§523 and 524 are enacted to read:

§523. Reports of agencies to the Legislature

No later than 6 months prior to the date that bonds approved by the electorate become deauthorized pursuant to the Constitution of Maine, Article IX, Section 14, the department or agency of State Government which has use of the bond proceeds shall report out, to the joint standing committee of the Legislature having jurisdiction over the subject matter of the bonds, a resolve to approve the issue of the authorized but unissued bonds. In addition, this agency or department shall provide the following information:

1. Total bond issue authorized. The total amount of bonds and the date the bonds were approved by the electorate;

2. Total bonds issued. The total amount of bonds issued, if any, as of the reporting date;

3. Use of bond proceeds. The use of the proceeds of the issued bonds, if any;

4. Planned use of unissued bonds. The planned use, amount and expected date of issue of the authorized but unissued bonds;

5. Effect of deauthorization. The effects of deauthorization of the unissued bonds; and

6. Any other significant information. Any other information deemed significant by the reporting agency or department for the decision of the Legislature.

§524. Report of the committee to the Legislature

The joint standing committee of the Legislature having jurisdiction over the subject matter of the bonds shall study the report required in section 523. This committee shall recommend that the Legislature approve the issue of all or any portion of or disapprove the issue of the authorized but unissued bonds.

Sec. 2. Effective date. This Act shall take effect on December 15, 1984, only if, prior to December 15, 1984, the Secretary of State certifies to the

Governor that the Constitution of Maine has been amended as ratified by the voters in the general election of November 1984 to require the Legislature to authorize, by majority vote, the issue of authorized but unissued bonds for projects for which there has been a partial issue of bonds.

Effective December 15, 1984, unless otherwise indicated.

CHAPTER 738

S.P. 861 - L.D. 2338

AN ACT to Provide for Repayment of
Interest Charges Incurred on Federal
Advances to the Unemployment Compensation
Fund.

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

Sec. 1. 26 MRSa §1165 is enacted to read:

§1165. Federal Advance Interest Fund

The Federal Advance Interest Fund shall be a special nonlapsing fund in the State Treasury. All receipts, including interest, fines and penalties collected from the special assessment as defined in section 1241, shall be paid into this fund. Income from investment of this fund shall be deposited to the credit of the fund. All money in the fund shall be deposited, administered and disbursed in the same manner and under the same conditions and requirements as are provided by law for other special funds in the State Treasury.

The money in this fund shall be used exclusively for the purpose of paying interest incurred on advances received from the Federal Unemployment Trust Fund. If, as of December 31st of any year, no interest is payable and no balance of interest-bearing advances exists in the Unemployment Compensation Fund, the unobligated and unencumbered balance of the Federal Advance Interest Fund in excess of \$50,000 shall be transferred to the Unemployment Compensation Fund by January 31st of the following year.

Sec. 2. 26 MRSa §1241 is enacted to read: