

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

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

Sec. 1. 32 MRSA §4173-A is enacted to read:

§4173-A. Continuing education

1. Training. The Department of Environmental Protection shall administer a continuing educational program for people engaged in water pollution control activities. This program shall provide advanced training in the technical and legal aspects of water pollution control, and coordinate and distribute information about all water pollution control training programs available in the State.

2. Funds. The department may accept funds, public and private, for the purposes of this section.

3. Self supporting. Aside from the start-up cost provided in the bill, this program shall be self-supporting from fees. The Commissioner of Environmental Protection shall report to the First Regular Session of the 112th Legislature no later than February 1, 1985, on the necessary fee schedule.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1984-85

ENVIRONMENTAL PROTECTION,
DEPARTMENT OF

All Other

\$95,000

Effective July 25, 1984.

CHAPTER 833

H.P. 1517 - L.D. 1998

AN ACT Concerning Income Derived from
Public Reserved Lots.

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

Sec. 1. 12 MRSA §557, sub-§3, as amended by PL 1979, c. 683, §1, is further amended to read:

3. Compensation to municipalities. Notwithstanding the other provisions of this section, 25% of the net revenues from any public lands, excluding submerged lands and proceeds from the sale of land, located in municipalities and managed by the Bureau of Public Lands, other than public reserved lands, shall be returned by the Treasurer of State to the municipality wherein the land generating the income is located, to be used for municipal purposes. With respect to those public reserved lands which were located in townships or tracts organized into plantations as of March 1, 1974, when any such plantation, subsequent to that date, becomes incorporated into a town, 75% of any income from residential leasehold camps, excluding any income or proceeds from the sale, exchange or relocation of any of these camps under Title 30, section 4169, and 25% of any other income from such public reserved land shall be returned by the Treasurer of State to the municipality wherein such public reserved land is located, to be used for municipal purposes. With respect to stumpage income from timber located on public reserved lands and leased pursuant to Title 30, section 4162, subsection 4, paragraph L, 50% of the income shall be returned by the Treasurer of State to the lessee for its own purposes. The director may approve the handling of income from sales or permits for up to \$500 by the lessees. The lessees shall submit a semiannual accounting of this income and payment for the state's share of the income.

Sec. 2. 30 MRSA §4163, first ¶, as repealed and replaced by PL 1975, c. 623, §47, is amended to read:

All income received by the Director of the Bureau of Public Lands from the public reserved lands, except income provided for in section 4166, shall be deposited with the Treasurer of State, to be credited to a Public Reserved Lands Management Fund which is hereby established as a nonlapsing dedicated fund. Any interest earned on these moneys shall also be credited to the Public Reserved Lands Management Fund. Moneys credited to the Public Reserved Lands Management Fund shall be available for expenditure by the Director of the Bureau of Public Lands for the purposes set forth in section 4162 without limitation as to fiscal year.

Sec. 3. 30 MRSA §4166, first ¶, as amended by PL 1977, c. 57, §§2 and 3, is further amended to read:

There shall continue in existence the Organized Townships Fund which shall include the principal of said fund arising from the public reserved lots prior to October 3, 1973 and accrued but unexpended income of said fund as of said date. The State shall allow income annually as earned. Said fund shall be held and administered by the Treasurer of State. The income of the Organized Townships Fund shall be added to the principal of the funds, until the inhabitants of such township or tract are incorporated into a municipality, unless previously expended according to law. When any such township or tract is incorporated as a town, said funds belonging to it shall be paid by the Treasurer of State to the treasurer of the trustees of the ministerial and school funds therein, to be added to the funds of that corporation and held and managed as other school funds of that town are required to be held and managed. Notwithstanding the foregoing, 75% of any income from residential leasehold camps, excluding any income or proceeds from the sale, exchange or relocation of any of these camps under section 4169, and 25% of any other income arising from activities under section 4162, subsection 4, on public reserved lands located in townships or tracts organized into plantations as of March 1, 1974, shall be held by the Treasurer of State in the Organized Townships Fund. The income from that portion of the fund belonging to each such plantation shall be paid annually by the Treasurer of State to the treasurer of such plantation to be applied toward the support of schools according to the number of scholars in each school. Said income shall be computed to the first day of each January by the Treasurer of State. The Commissioner of Educational and Cultural Services shall file in the office of the State Controller a list of such plantations with the amount due for income for the preceding year according to a record of such amounts to be furnished to him by the Treasurer of State. The Commissioner of Educational and Cultural Services shall be satisfied that all such plantations are organized, and that schools have been established therein according to law, that assessors are sworn and qualified and that the treasurers of such plantations have given bonds as required by law. The State Controller shall thereupon insert the name and amount due such plantations in one of the first warrants drawn in that year.

Sec. 4. 30 MRSA §4169, sub-§2, as enacted by PL 1975, c. 339, §12, is amended to read:

2. Public Reserved Lands Acquisition Fund. To accomplish the purposes of this chapter, there is established a Public Reserved Lands Acquisition Fund. Notwithstanding the provisions of section 4163, all income or proceeds received by the Bureau of Public Lands from the sale, exchange or relocation of any public reserved lands shall be recorded on the books of the State in a separate account and shall be deposited with the Treasurer of State to be credited to the Public Reserved Lands Acquisition Fund. Any interest earned on these moneys shall also be credited to the Public Reserved Lands Acquisition Fund.

Effective July 25, 1984.

CHAPTER 834

S.P. 801 - L.D. 2149

AN ACT Relating to Changes in the
Composition and Functioning of the Harness
Racing Commission.

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

Sec. 1. 8 MRSA §261, as amended by PL 1983, c. 75, is repealed and the following enacted in its place:

§261. Commission

1. Number of members. The State Harness Racing Commission, as established, shall consist of 5 members who shall be appointed by the Governor. Members may be removed by the Governor for cause.

2. Review; confirmation. These gubernatorial appointments shall be reviewed by the joint standing committee of the Legislature having jurisdiction over agriculture and are subject to confirmation by the Legislature.

3. Geographic distribution. The members shall be appointed to provide broad geographic representation.