

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

**FIRST REGULAR SESSION**

December 5, 1984 to June 20, 1985

Chapters 1-384

PUBLISHED BY THE REVISOR OF STATUTES IN ACCORDANCE WITH  
MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 163-A,  
SUBSECTION 4.

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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  
FIRST REGULAR SESSION

of the  
ONE HUNDRED AND TWELFTH LEGISLATURE

1985

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standing any contrary provision contained in the statutes governing these licensing boards.

Effective September 19, 1985.

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## CHAPTER 298

S.P. 602 - L.D. 1578

### AN ACT Concerning Tax Exemptions for Certain Pollution Control Facilities.

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

36 MRSA §656, sub-§1, ¶E, as amended by PL 1971, c. 618, §12, is further amended to read:

E. Pollution control facilities.

(1) Water pollution control facilities having a capacity to handle at least 4,000 gallons of waste per day, certified as such by the Board of Environmental Protection, and all parts and accessories thereof.

As used in this paragraph:

(a) "Facility" means any disposal system or any treatment works, appliance, equipment, machinery, installation or structures installed, acquired or placed in operation primarily for the purpose of reducing, controlling or eliminating water pollution caused by industrial, commercial or domestic waste.

(b) "Disposal system" means any system used primarily for disposing of or isolating industrial, commercial or domestic waste and includes thickeners, incinerators, pipelines or conduits, pumping stations, force mains and all other constructions, devices, appurtenances and facilities used for collecting or conducting water borne industrial, commercial or domestic waste to a point of disposal, treatment or isolation, except that which is necessary to the manufacture of products.

(c) "Industrial waste" means any liquid, gaseous or solid waste substance capable of polluting the waters of the State and resulting from any process, or the development of any process, of industry or manufacture.

(d) "Treatment works" means any plant, pumping station, reservoir or other works used primarily for the purpose of treating, stabilizing, isolating or holding industrial, commercial or domestic waste.

(e) "Commercial waste" means any liquid, gaseous or solid waste substance capable of polluting the waters of the State and resulting from any activity which is primarily commercial in nature.

(f) "Domestic waste" means any liquid, gaseous or solid waste substance capable of polluting the waters of the State and resulting from any activity which is primarily domestic in nature.

(2) Air pollution control facilities, certified as such by the Board of Environmental Protection, and all parts and accessories thereof.

As used in this paragraph:

(a) "Facility" means any appliance, equipment, machinery, installation or structures installed, acquired or placed in operation primarily for the purpose of reducing, controlling, eliminating or disposing of industrial air pollutants.

Facilities such as air conditioners, dust collectors, fans and similar facilities designed, constructed or installed solely for the benefit of the person for whom installed or the personnel of such person shall not be deemed air pollution control facilities.

(3) The Department of Environmental Protection shall issue a determination regarding certification by April 1st for any air or water pollution control facility for which

it has received a complete application by  
December 15th of the preceding year.

Effective September 19, 1985.

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## CHAPTER 299

S.P. 616 - L.D. 1627

AN ACT Concerning the Bureau of Public Lands.

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

Sec. 1. 12 MRSA §553, sub-§3, ¶C, as enacted by PL 1975, c. 339, §6, is amended to read:

C. Make a written report on or before the 30th day of each the first regular legislative session to the Legislature or to such committee as it appoints joint standing committee of the Legislature having jurisdiction over natural resources, containing a complete accounting of the income and expenditures of the Bureau of Public Lands during the biennium ending on the 31st day of December next preceding the convening of such session. The report shall also contain a summary of the bureau's management activities during the past year regarding timber, recreation, wildlife and other subjects as appropriate. The director shall also report on any gates or other constructed barriers to public access by motor vehicle to any public reserved lands, when these block the sole or primary motor vehicle access, whether or not these barriers are located on public or private land and whether or not they are owned by the State or private parties. The director shall also report on any campsite or recreational facility fees charged under Title 30, section 4162, subsection 4, paragraph E;

Sec. 2. 12 MRSA §557, sub-§4, as enacted by PL 1983, c. 819, Pt. A, §8, is amended to read:

4. Legislative approval of budget. Expenditures from the Public Lands Management Fund are subject to legislative approval in the same manner as appropriations from the General Fund. No money may be expended without allocation by the Legislature. The