

MAINE STATE LEGISLATURE

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LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

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

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

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

the district may grant, and, if feasible, with a separate connection for each such building. Existing buildings which are already served by a private sewer or drainage system shall not be required to connect with any sewer or drain of the district so long as the private sewer or drainage system functions in a satisfactory and sanitary manner, and does not violate any law or ordinance applicable thereto or any applicable requirement of the State of Maine Plumbing Code, as determined by the municipal plumbing inspector, his alternate, or, in the event that both are trustees or employees of the district, the Division of Health Engineering. A building shall be deemed to be accessible to a sewer or drain of the district for the purposes of this section if such building, or any private sewer or drain directly or indirectly connected thereto or carrying sewage waste water or commercial or industrial waste therefrom, shall at any point be or come within 200 feet of a sewer or drain of the district; provided that nothing in this section shall require the owner of any such building to acquire any real property or easement therein for the sole purpose of making such connection.

Sec. 19. 38 MRSA §1306, sub-§2, as enacted by PL 1983, c. 726, §3, is amended to read:

2. On-site disposal of domestic septage; penalty. A homeowner may arrange for a septage pumper may to dispose of septage from a residence on property of the owner of the residence at the request of the property owner, a maximum of 2 times a year, 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 homeowner or 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 16, 1986.

CHAPTER 613

H.P. 1536 - L.D. 2163

AN ACT to Permit Specific Municipalities to
Serve as Administrators of Fuel
Assistance Programs.

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

22 MRSA §5203, sub-§1, as amended by PL 1983, c. 482, §4, is repealed and the following enacted in its place:

1. Administering organization. The Executive Department, Division of Community Services, shall administer programs for weatherization as defined in section 5202, subsection 6, and fuel assistance as defined in section 5202, subsection 1. The division may select local program operators, except that, in the case of the fuel assistance program the municipalities that served as local program operators in 1984, shall be given the option to serve as local program operators of the fuel assistance program within their municipality, as long as they comply with the program operating standards established by the Division of Community Services by rule in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375.

The Division of Community Services, by rule, shall provide, at a minimum, the following standards that shall apply to local program operators and administrators:

- A. Standards that require generally acceptable accounting and bookkeeping procedures that meet the requirements of the Federal Government and the State Auditor;
- B. Standards that prohibit conflicts of interest by local program operators and administrators. These standards shall, at a minimum, meet the standards that apply to Legislators as defined in Title 1, section 1014;
- C. Standards requiring the adherence of the local program operators to confidentiality with respect to program recipients;
- D. Standards requiring local program operators and administrators to be available to the general public for a minimum specified period of time each week; and
- E. Standards that will assure that qualified program recipients will be expeditiously provided with assistance by the local program operator or administrator.

Any municipality that the Division of Community Services finds to be in violation of the standards adopted by the division pursuant to this section, may be prohibited from acting as a local program operator or administrator of the fuel assistance program.

Effective July 16, 1986.

CHAPTER 614

H.P. 1284 - L.D. 1801

AN ACT to Clarify and Make Corrections in the Election Laws.

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

Sec. 1. 21 MRSA §1571-B, sub-§5, as amended by PL 1985, c. 116 and c. 425, is repealed.

Sec. 2. 21-A MRSA §1, sub-§2-A is enacted to read:

2-A. Armed Forces members; members of the Armed Forces. "Armed Forces members" or "members of the Armed Forces" means:

A. Personnel serving in the Army, Navy, Air Force, Marine Corps or Coast Guard and their spouses and dependents;

B. Members of the Merchant Marine of the United States, except those employed in the inland waterways and their spouses and dependents;

C. Civilian employees of the United States serving outside the territorial limits of the several states and the District of Columbia, whether or not paid from appropriated federal funds and their spouses and dependents when accompanying them; and

D. Members of religious groups and welfare agencies serving with or accompanying the Armed Forces and their spouses and dependents.

Sec. 3. 21-A MRSA §1, sub-§23, as enacted by PL 1985, c. 161, §6, is repealed.