

# 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.

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

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

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

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(3) The commission shall debit against a hospital's individual development account the full amount of the incremental annual capital and operating costs associated with each proposal of the hospital for which an adjustment is approved under paragraph E. Incremental annual capital and operating costs shall be determined in the same manner as adjustments to financial requirements are determined under section 396-D, subsection 9, paragraph D, for the 3rd fiscal year of implementation of the proposal.

(4) Amounts credited to the statewide component of the Hospital Development Account for which there are no debits shall be carried forward to subsequent payment year cycles as a credit to the statewide component. Amounts credited to an individual hospital account for which there are no debits shall be carried forward to subsequent payment year cycles as a credit to that account.

4. Determinations by department. For purposes of implementing, subsection 3, paragraph E, the department shall determine whether a project is subject to review under the Maine Certificate of Need Act and, if so, whether it is a minor or major project.

Effective July 16, 1986.

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## CHAPTER 662

H.P. 1537 - L.D. 2173

AN ACT to Create a Noncommercial Scallop License and to Adjust Fees for the Scallop Boat License.

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

Sec. 1. 12 MRSA §6701, sub-§4, as enacted by PL 1977, c. 661, §5, is amended to read:

4. Exception. In any one day, any person licensed pursuant to section 6703 may take or possess not more than 2 bushels of shell scallops or 4 quarts of shucked scallops for personal use without a scallop license under this section.

Sec. 2. 12 MRSA §6702, sub-§4, as enacted by PL 1983, c. 663, §2, is amended to read:

4. Exception. In any one day, any person licensed pursuant to section 6703 may take or possess not more than 2 bushels of shell scallops or 4 quarts of shucked scallops for personal use without a scallop license under this section.

Sec. 3. 12 MRSA §6702, sub-§5, as enacted by PL 1983, c. 663, §2, is amended to read:

5. Fee. The fee for a scallop boat license is ~~\$\$\$~~ \$53.

Sec. 4. 12 MRSA §6703 is enacted to read:

§6703. Noncommercial scallop license; fee

1. License required. It is unlawful for any person to engage in the activities authorized by this license under this section without a current noncommercial scallop license.

2. Licensed activity. The holder of a noncommercial scallop license may take scallops by hand or by use of a drag and may possess, ship or transport scallops he has taken.

3. License limitation. In any one day, the holder of a noncommercial scallop license may not take or possess more than 2 bushels of shell scallops or 4 quarts of shucked scallops. The holder of a noncommercial scallop license may take or possess scallops only for personal use and may not sell scallops he has taken.

4. Fee. The fee for a noncommercial scallop license is \$5.

Effective July 16, 1986.

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## CHAPTER 663

S.P. 778 - L.D. 1959

AN ACT to Clarify the Procedure for Appeals  
of Decisions of the Public Utilities  
Commission.