

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**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

---

---

State Tax Assessor the quantity of potatoes received, sold or shipped by him during the preceding calendar month and any additional information which the State Tax Assessor deems pertinent, on forms furnished by the State Tax Assessor. At the time of filing the report, each shipper shall pay to the State Tax Assessor a tax at the rate of \$.05 per hundredweight upon all potatoes reported as purchased, sold or shipped, subject to subsection 1.

7. Inspections. The State Tax Assessor or his duly authorized agent may enter any place of business of any shipper or any car, boat, truck or other conveyance in which potatoes are to be transported and to inspect books and records of any shipper for the purpose of determining what potatoes are taxable under this chapter and for the purpose of verifying any statement or return made by any shipper. The State Tax Assessor may delegate all or part of that authority to agents of the board or of the Commissioner of Agriculture, Food and Rural Resources.

#### §4606. Appropriations of money received

Money received by the Treasurer of State under this chapter, including all receipts of taxes levied under section 4605, shall be appropriated and used for the following purposes:

1. Collection and enforcement. For the collection of the tax provided for in this chapter and the enforcement of this chapter; and

2. Board's activities. For all activities of the board authorized under this chapter.

Sec. 15. Effective date. This Act shall take effect on August 1, 1986, except that sections 4, 5 and 6 shall take effect on April 15, 1987.

Effective August 1, 1986, unless otherwise indicated.

---

## CHAPTER 754

S.P. 696 - L.D. 1782

AN ACT Concerning the Conservation and  
Preservation of Unique State  
Historical and Library Research  
Material.

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

Sec. 1. 27 MRSA c. 2, sub-c. III is enacted to read:

SUBCHAPTER III

CONSERVATION AND PRESERVATION

§94. Definitions

As used in this subchapter, unless the context indicates otherwise, the following terms have the following meanings.

1. Agencies and libraries. "Agencies" and "libraries" means libraries and other agencies collecting, organizing, maintaining and making available to the Maine State Library research materials.

2. Conservation or preservation. "Conservation" or "preservation" means activity for the protection, care and treatment of library materials to prevent loss of their informational content or of the objects themselves, including, but not limited to:

A. Collection condition evaluation and preservation planning;

B. Environmental control;

C. Preparation of library research material for storage, including binding, matting, boxing and other protective wrapping;

D. Disaster prevention, preparedness and recovery;

E. Surveying to identify items needing preservation or collection maintenance planning;

F. Rebinding, repair, mending or cleaning;

G. Reformatting, including photocopying and microfilming; or

H. Major conservation treatment such as deacidification, leather repair and conservation rebinding.

3. Library research materials. "Library research materials" means informational materials in print, nonprint manuscript or any other format which is a

part of the applicant's collection and are or will be available for reference, on-site examinations or loan. Works of art using oil on canvas as a medium are excluded from this definition.

4. Preservation methods. "Preservation methods" means the activities used in the physical treatment, creation of microforms or environmental control.

5. Unique library research materials. "Unique library research materials" means library research materials which are not accessible to the people of the State in any other collection in the State or materials which have research value not duplicated elsewhere in the State.

#### §95. Annual appropriation

An annual appropriation shall be made for the conservation and preservation of historically significant Maine State Library research material.

1. Annual grants. Annual grants may be made to libraries and agencies for the purpose of conservation or preservation of unique library research materials. Projects proposals shall be evaluated based upon factors, including, but not limited to:

A. Institution commitment to development of a coordinated approach to conservation and preservation of research materials important to the State;

B. Research value of the materials;

C. Appropriateness of conservation and preservation methods;

D. Institutional capacity for successful maintenance of research materials, including facilities, experience and technical expertise;

E. Availability of staff with appropriate training and expertise;

F. Volume of interlibrary lending and accessibility of collections to the public; and

G. Contribution of the institution to the grant project in matching funds.

2. Approval of grants. The commissioner shall approve grants with the advice of the State Librarian. All proposals and grants shall be reviewed and have the advice of the Maine Library Commission.

3. Proposals. Agencies and libraries applying for grants shall submit project proposals in a form prescribed by the Maine State Library Bureau.

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

1986-87

EDUCATIONAL AND CULTURAL  
SERVICES, DEPARTMENT OF

Maine State Library Bureau	
All Other	\$75,000

Effective July 16, 1986.

---

---

**CHAPTER 755**

H.P. 1577 - L.D. 2224

AN ACT to Amend Maine's Abandoned Property Law.

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

Sec. 1. 33 MRSA §1304, sub-§1, ¶C, as amended by PL 1983, c. 211, §3, is further amended to read:

C. Otherwise indicated an interest in the deposit, shares or claim as evidenced by a writing on file with the holder. A record of the sending of a Bureau of Internal Revenue Form 1099, or its equivalent, to the owner and a record of its not being returned by the post office department shall be an indication of interest; nor

Sec. 2. 33 MRSA §1312, sub-§1, as amended by PL 1983, c. 211, §11, is further amended to read:

1. Property. Any cash or sums payable on a written instrument not otherwise covered in this chapter, and all other personal property with a fair market value of \$1,000 or more not otherwise covered in this chapter, that is held or owing in the ordinary course of the holder's business shall be presumed abandoned if it has not been claimed within 5 years after becoming payable or, distributable or abandoned.