

# 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

---

---

1986-87

UNIVERSITY OF MAINE,  
BOARD OF TRUSTEES

Educational and General Activities-  
University of Maine

All Other \$15,000,000

Provides funds to implement the recommendations of the visiting committee to the University of Maine and other University of Maine planning priorities. These funds are to be considered part of the ongoing state commitment to the university.

EXECUTIVE DEPARTMENT

Development Office

All Other \$ 300,000

Provides funds for additional tourism promotion efforts.

TOTAL APPROPRIATION

\$15,072,200

Sec. 43. Application. Sections 17 and 19 to 41 shall apply to tax years beginning or or after January 1, 1986.

Emergency clause. In view of the emergency cited in the preamble, sections 1 to 16 and section 18 of this Act shall take effect June 1, 1986. The remainder of this Act shall take effect when approved.

Effective July 16, 1986 unless otherwise indicated.

---

---

**CHAPTER 784**

H.P. 1307 - L.D. 1823

AN ACT to Create a Paralytic Shellfish Poison  
Monitoring Program.

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

Sec. 1. 12 MRSA §6076 is enacted to read:

§6076. Paralytic Shellfish Poison Monitoring Program

1. Purpose. A comprehensive Paralytic Shellfish Poison Monitoring Program is established to protect the public health while providing for the harvest of susceptible species of marine mollusks in areas not shown to be affected by contamination.

2. Responsibilities. The department shall be the state agency responsible for implementing the program. The department may adopt rules under section 6172 as may be warranted to provide for adequate protection of the public health.

Sec. 2. 12 MRSA §6742-A is enacted to read:

§6742-A. Mahogany quahog tax

1. Definition. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Dealer" means a person who holds a wholesale seafood license, a shellfish transportation license or a shellfish certificate and who buys mahogany quahogs from the harvester and deals in mahogany quahog in the wholesale trade.

B. "Harvester" means a person who takes mahogany quahogs.

C. "Landed value" means the price paid to the harvester by the dealer for mahogany quahogs taken from the intertidal zone.

2. Tax. Each dealer shall pay a tax of 8% of the landed value of all mahogany quahogs purchased from a harvester. All taxes received under this section shall be paid into the General Fund.

3. Inspection. The commissioner or his duly authorized agents shall have free access, ingress and egress at all reasonable hours to any establishment where mahogany quahogs are held or to any records required to make a proper inspection.

4. Rulemaking. The commissioner may adopt or amend rules necessary to implement this section, in-

cluding regulations governing the records and reports of purchases, sales and shipments of mahogany quahogs and the payment dates for the tax.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1986-87

MARINE RESOURCES, DEPARTMENT OF

Bureau of Marine Sciences	
Positions	(3)
Personal Services	\$ 76,000
All Other	113,400
Capital Expenditures	<u>21,000</u>
Total	\$210,400

These funds will be used for a full-time Scientist I and 2 full-time technician positions. Capital requirements will be minimized by contracting for boat services.

Sec. 4. Review. The joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs shall review the program established in this Act and shall make its report, including any necessary legislation, to the Second Regular Session of the 113th Legislature.

Effective July 16, 1986.

---

---

## CHAPTER 785

S.P. 954 - L.D. 2392

AN ACT to Reorganize the Department of Finance and Administration and the Department of Personnel.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the reorganization of the Department of Finance and Administration into the Department of Fi-