

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

Chapters 1-542

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

Twin City Printery
Lewiston, Maine
1987

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
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1987

system which meets the criteria of the United States Food Security Act of 1985, Public Law 99-198, Section 1324, federal law provides that security interests in farm products cannot be protected or effective as to dealers or others in the business of purchasing those products unless lenders give direct notice of their security interests to all such buyers; and

Whereas, agricultural lenders in Maine have indicated their strong preference for a central filing system over direct notice; and

Whereas, if Maine fails to continue the central filing system contemplated by this federal law, the availability of farm financing in this State will be jeopardized; and

Whereas, the appropriation provided in this Act will allow the Secretary of State to continue to operate and implement the required system for security interests in farm products; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 5 MRSA §90-A is enacted to read:

§90-A. Central filing system for security interests in farm products

The Secretary of State may establish and operate a central filing system to record and provide notice of financing statements evidencing security interests in farm products. For this purpose, the Secretary of State may adopt rules, in accordance with the Maine Administrative Procedure Act, chapter 375, subchapter II, establish procedures and adopt a schedule of fees in conjunction with filing, registering, providing notices and other services performed by the Secretary of State in carrying out this section.

Receipt of notice by a registered buyer entitled to receive a master list of notices of filed effective financing statements shall be considered to occur on the date that a master list was sent or delivered by the Secretary of State.

Sec. 2. 11 MRSA §9-401, sub-§1, ¶(a-1), as repealed by PL 1985, c. 824, §2, is reenacted to read:

(a-1) When the collateral is farm products, a filing may be made with the Secretary of State in accordance with procedures adopted under Title 5, section 90-A.

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

SECRETARY OF STATE, DEPARTMENT OF THE

All Other \$14,000
Operation of a central filing system for financing statements and other notices required to protect security interests.

Sec. 4. **Retroactivity; application.** This Act shall apply retroactively to February 1, 1987. The service provided by the Secretary of State as a central filing system shall be deemed to have continued uninterrupted upon passage of this Act.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 1, 1987.

CHAPTER 28

H.P. 550 — L.D. 737

AN ACT to Establish an Alien Trapping License.

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

Sec. 1. 12 MRSA §7133, sub-§1, ¶E is enacted to read:

E. Any nonresident alien is eligible to purchase a nonresident alien trapping license.

Sec. 2. 12 MRSA §7133, sub-§4, as repealed and replaced by PL 1983, c. 807, Pt. P, §11, is repealed and the following enacted in its place:

4. Schedule of fees. The fees for trapping licenses shall be as follows.

- A. Resident trapping \$29
- B. Resident junior trapping \$5
- C. Nonresident trapping \$304
- D. Nonresident alien trapping \$510

Effective September 29, 1987.

CHAPTER 29

H.P. 138 — L.D. 179

AN ACT to Make Lien Fees Consistent for Sewer Assessments and Real Property Taxes.

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