

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

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
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

appropriated from the General Fund to carry out the purposes of this Act.

1988-89

INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF

Search and Rescue — General Fund

All Other \$80,680

These funds are to reimburse the department for expenditures made to perform search and rescue operations during the fiscal year 1987.

Effective August 4, 1988.

CHAPTER 864

H.P. 1957 — L.D. 2651

AN ACT to Clarify the Application of the Resource Protection Law and the Site Location Law.

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

Sec. 1. 38 MRSA §482, sub-§5, ¶G, as amended by PL 1987, c. 810, §9, is repealed.

Sec. 2. 38 MRSA §482, sub-§5, ¶G-1, as enacted by PL 1987, c. 810, §10, is repealed.

Sec. 3. PL 1987, c. 810, §11 is repealed and the following enacted in its place:

Sec. 11. Application. This Act applies to any division of land occurring after April 19, 1988, except as otherwise provided in this section. Notwithstanding the Maine Revised Statutes, Title 1, section 302, this Act applies to any application for subdivision approval submitted after April 19, 1988.

For the purposes of Title 12, chapter 206-A, this Act does not apply to sale or lease of lots containing 40 or more acres if a plan of those lots was filed with the registry of deeds and the State Tax Assessor on or before April 19, 1988.

For purposes of Title 30, chapter 239, subchapter V, this Act does not apply to the sale or lease of lots containing 40 or more acres if a plan of those lots was filed with the registry of deeds and the municipal reviewing authority on or before April 19, 1988.

This Act shall not apply to the parcel of land of approximately 343.6 acres in the northwest portion in Township 9 SD which shall not be divided into more than 8 lots and which is subject to a conservation easement to the State, as described in the agreement between the State and Prentiss and Carlisle Company, Inc., dated April 1, 1988, if that agreement is enacted into law.

Sec. 4. PL 1987, c. 812, §18 is repealed and the following enacted in its place:

Sec. 18. Application. Notwithstanding the Maine Revised Statutes, Title 1, section 302, this Act applies to developments for which applications are pending before the Department of Environmental Protection on the effective date of this Act, but not determined to be complete by the department prior to April 21, 1988, or, for those developments as defined in this Act which do not require approval by the Department of Environmental Protection under the law in effect on April 21, 1988, this Act applies to developments which, prior to April 21, 1988, have not had at least one substantive municipal review, as determined by the municipal reviewing authority and which have not been determined to have complete applications by the municipal reviewing authority. This Act does not apply to the sale or lease of a lot contained in a subdivision that did not require approval by any governmental authority under the law in effect on April 21, 1988, if a plat of the subdivision was recorded in the registry of deeds of the county where it is located before April 21, 1988.

Effective August 4, 1988.

CHAPTER 865

H.P. 1946 — L.D. 2641

AN ACT to Clarify the Sales Tax Exemption on Scheduled Airlines.

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

Sec. 1. 36 MRSA §1760, sub-§48, as repealed and replaced by PL 1987, c. 522, §1, is amended to read:

48. Scheduled airlines. The sale or lease of an aircraft, or replacement or repair parts of an aircraft, used by a scheduled airline, based in this State, and which is regularly used in the performance of service under the regulations of the Civil Aeronautics Board, Part 298 or under the United States Code, Title 49, Section 1371. ~~This subsection is repealed on October 1, 1989. This subsection shall take effect retroactively beginning on January 1, 1984, and shall remain in effect until October 1, 1989.~~

Sec. 2. Certification. The State Budget Officer, after consulting with the Director of the Office of Fiscal and Program Review shall certify to the Governor and Legislative Council, on or before the effective date of this Act, but no later than August 15th, the amount of General Fund unappropriated surplus available to fund the purpose of this Act. If the certified amount is insufficient to fund the purpose of this Act, the State Budget Officer shall recommend to the Governor appropriate actions necessary to provide alternative methods of funding the remaining balance.

Effective August 4, 1988.