

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
OCTOBER 9, 1991

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

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J.S. McCarthy Company  
Augusta, Maine  
1991

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**PUBLIC LAWS**

**OF THE**

**STATE OF MAINE**

**AS PASSED AT THE**

**FIRST REGULAR SESSION**

**of the**

**ONE HUNDRED AND FIFTEENTH LEGISLATURE**

**1991**

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State grant-in-aid participation under this section is limited to grants for waste treatment facilities, interceptor systems and outfalls. The word "expense" does not include costs relating to land acquisition or debt service, unless allowed under federal statutes and regulations.

The commissioner shall develop a project priority list, for approval and adoption by the board, for pollution abatement construction and salt or sand-salt storage building projects. The factors considered in developing the priority lists include, but are not limited to, protection of ground and surface water supplies, shellfish, general public health hazards and water contact activities.

All proceeds of the sale of bonds for the construction and equipment of pollution abatement facilities expended under the direction and supervision of the commissioner must be segregated, apportioned and expended as provided by the Legislature.

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

Effective May 31, 1991.

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**CHAPTER 239**

**S.P. 430 - L.D. 1151**

**An Act to Require Door-to-door Sellers of Frozen Foods to Disclose Actual Unit Prices**

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

**Sec. 1. 9-A MRSA §3-503-A** is enacted to read:

**§3-503-A. Frozen food contracts**

The unit price and the total price for each frozen food commodity must be disclosed on any contract or order form for the sale of frozen foods that is subject to the requirements of this Part. A copy of this price disclosure must be given to the buyer. The unit price of a frozen food commodity must be expressed, as appropriate, in terms of price per pound, ounce, pint, quart or gallon, provided that the same weight or measure is used for the same commodity in all sizes, weights or volumes.

The unit price and the total price of the commodity must reflect the buyer's total cost for the commodity and related seller's services, including delivery of the commodity to the buyer's home.

**Sec. 2. 32 MRSA §4662-A** is enacted to read:

**§4662-A. Frozen food contracts**

Any contract or order form for the sale of frozen foods that is subject to the requirements of this subchapter must

disclose the unit price and the total price for each frozen food commodity. A copy of this price disclosure must be given to the consumer. The unit price of a frozen food commodity must be expressed, as appropriate, in terms of price per pound, ounce, pint, quart or gallon, provided that the same unit of measure is used for the same commodity in all sizes, weights or volumes.

The unit price and the total price of the commodity must reflect the consumer's total cost for the commodity and related seller services, including delivery of the commodity to the consumer's home.

**Sec. 3. 32 MRSA §4681, sub-§3**, as amended by PL 1979, c. 191, is further amended to read:

**3. Merchandise.** "Merchandise" includes any objects, wares, goods, promises, commodities, intangibles, services or other things of value but does not include food, except food sold by directly contacting the consumer in the consumer's residence or technical and vocational schools located outside of the State ~~which~~ that are registered pursuant to Title ~~20~~ 20-A, section ~~2661~~ 9501.

See title page for effective date.

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**CHAPTER 240**

**H.P. 398 - L.D. 572**

**An Act to Amend the Natural Resources Protection Laws**

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

**Whereas**, repair of existing access ways to residential dwellings needs to occur in the spring and early summer to repair winter storm damage; and

**Whereas**, obtaining permits through the Department of Environmental Protection may be a lengthy process; 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. 38 MRSA §480-Q, sub-§10**, as repealed and replaced by PL 1989, c. 878, Pt. A, §112, is amended to read:

**10. Aquaculture.** Aquaculture activities regulated by the Department of Marine Resources under Title 12, section 6072. Ancillary activities, including, but not limited to, build-