

# 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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programs for utility financing of energy conservation or load management and to such programs that the commission has already approved prior to September 29, 1987;

F. As defined by the commission by rule, cost-effective conversions of electric space heat systems to systems relying on other fuels and other techniques for enabling homeowners and tenants to replace on-peak, winter period electric usage with less expensive sources of heat; and

G. Rates or bill payment assistance programs for residential customers who have been certified eligible for state or federal fuel assistance that take into account the difficulty these customers have paying in full for electric service or that target assistance to these customers in the most efficient manner, taking into account the necessity of maintaining electric service.

See title page for effective date.

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## CHAPTER 254

S.P. 487 - L.D. 1325

### An Act to Extend the Period of Time to Allow Certain School Secretaries to Elect Not to Be Members of the Maine State Retirement System

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

**Whereas,** unless this legislation is enacted as an emergency measure, some school secretaries could suffer serious financial hardship at retirement; 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.** PL 1989, c. 550, §3, last ¶, as enacted by PL 1989, c. 821, is amended to read:

Notwithstanding other provisions of this section, employees of public schools on June 30, 1989, who were employed as school secretaries and who, due to error or oversight, were not members of the Maine State Retirement System or for whom no contributions were being made to the Maine State Retirement System on June 30, 1989, or for any period of time prior to that date, may elect not to be members by giving written notice to the Executive Director of the Maine State Retirement System on or before ~~January 1, 1991~~ July 1, 1991 to be effective July 1, 1991. This election is irrevocable.

**Sec. 2. Retroactivity.** This Act applies retroactively to January 1, 1991.

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

Effective June 4, 1991.

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## CHAPTER 255

H.P. 658 - L.D. 937

### An Act to Encourage Recycling of Waste Oil

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

**Sec. 1.** 10 MRSA §1099-A, sub-§3, as enacted by PL 1989, c. 774, §4, is repealed and the following enacted in its place:

**3. Eligible entity.** "Eligible entity" means any person, business, corporation, association, firm, partnership, municipality or other organization located in the State but does not include any agency of the State.

**Sec. 2.** 10 MRSA §1099-B, sub-§§1 and 4, as enacted by PL 1989, c. 774, §4, are amended to read:

**1. Program established.** There is established the Waste Oil Furnace Loan Program to be administered by the authority through approved lenders. The program subsidizes interest costs of loans made to eligible ~~businesses~~ entities purchasing and properly installing qualified waste oil boilers and furnaces. The program subsidizes loan interest rates made by approved lenders to achieve an effective interest rate to borrowers of 3%. Loan amounts are limited to the purchase price of the boiler or furnace but may not exceed \$5,000 for any boiler or furnace. The term of loans made under this subchapter may not exceed 5 years.

**4. Entities.** ~~Businesses~~ Entities participating in the program are responsible for repayment of the principal borrowed plus 3% interest, subject to conditions established by the authority and the lenders. As a condition of the loan, ~~businesses~~ entities must:

A. Properly install the boiler or furnace and consent to post-installation inspection procedures established by the authority; and

B. Agree to burn only self-generated waste oil or waste oil that has the characteristics of specification waste oil as defined by rule of the Department of Environmental Protection.

See title page for effective date.