

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

THIRD SPECIAL SESSION

October 1, 1992 to October 6, 1992

FOURTH SPECIAL SESSION

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 13, 1993

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

J.S. McCarthy Company
Augusta, Maine
1993

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND SIXTEENTH LEGISLATURE

1993

CHAPTER 66**S.P. 166 - L.D. 558****An Act to Amend the Laws Concerning Transfers of Commercial Moorings****Be it enacted by the People of the State of Maine as follows:**

Sec. 1. 38 MRSA §3-A, as corrected by RR 1991, c. 2, §140, is amended to read:

§3-A. Mooring transfer permitted by ordinance

A municipality may adopt an ordinance that allows the transfer of a mooring assignment used for commercial fishing purposes. The ordinance may permit a mooring assignment to be transferred only at the request or death of the assignee, only to a member of the assignee's family and only if the mooring assignment will continue to be used for commercial fishing purposes. For the purposes of this section, "member of the assignee's family" means an assignee's parent, child or sibling, by birth or by adoption, including a relation of the half blood, or an assignee's spouse.

See title page for effective date.

CHAPTER 67**H.P. 445 - L.D. 571****An Act to Regulate the Safety of Off-system Railroads****Be it enacted by the People of the State of Maine as follows:**

Sec. 1. 23 MRSA §5001, sub-§1-A is enacted to read:

1-A. Off-system railroad. "Off-system railroad" includes any railroad not connected to the national rail system and not regulated by the Federal Railroad Administration or its successors.

Sec. 2. 23 MRSA §5005 is enacted to read:

§5005. Powers and duties of the Commissioner of Transportation related to railroad safety of off-system railroads

The commissioner shall formulate and adopt reasonable rules for safe and healthful operation of off-system railroads operating for the transportation of persons or goods. The rules formulated must conform as

far as practicable to nationally recognized standards for the safe operation of railroads. These rules may not become effective sooner than 90 days after the date of their adoption.

See title page for effective date.

CHAPTER 68**H.P. 200 - L.D. 262****An Act to Amend the Membership of the State Employee Health Commission****Be it enacted by the People of the State of Maine as follows:**

Sec. 1. 5 MRSA §285-A, sub-§2, as amended by PL 1991, c. 780, Pt. Y, §25, is further amended to read:

2. Membership. The State Employee Health Commission consists of ~~15~~ 16 labor and management members as follows:

A. One labor member from each bargaining unit recognized under Title 26, chapter 9-B, appointed by the employee organization certified to represent the unit;

B. One labor member from the largest bargaining unit recognized under Title 26, chapter 14, appointed by the employee organization authorized to represent the unit;

C. One labor member appointed by the retiree chapters of the Maine State Employees Association;

D. Four management members appointed by the Commissioner of Administrative and Financial Services;

E. One management member appointed by the Court Administrators; ~~and~~

F. The Executive Director of Health Insurance, ex officio; and

G. One member representing retirees appointed by the Maine Association of Retirees.

All appointed or elected members serve at the pleasure of their appointing or electing authorities.

See title page for effective date.