

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE

SECOND REGULAR SESSION

January 5, 1994 to April 14, 1994

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 14, 1994

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

partment. Disclosure of any data collected under this section is subject to the confidentiality provisions of section 6173.

§6749-T. Repeal

This article is repealed on January 1, 1999.

Sec. 4. 12 MRSA §6851, sub-§§2-B and 2-C are enacted to read:

2-B. Wholesale seafood license with a sea urchin buyer's permit. At the request of the applicant, the commissioner shall issue a wholesale seafood license with a sea urchin buyer's permit. A person holding a wholesale seafood license with a sea urchin buyer's permit may engage in all the activities in subsection 2 and may buy, sell, ship or transport whole sea urchins. A license under this subsection does not authorize a person to engage in the processing of sea urchins or to buy, sell, ship or transport sea urchin parts.

2-C. Wholesale seafood license with a sea urchin processor's permit. At the request of the applicant, the commissioner shall issue a wholesale seafood license with a sea urchin processor's permit. A person holding a wholesale seafood license with a sea urchin processor's permit may engage in all the activities in subsection 2 and may buy, sell, process, ship or transport whole sea urchins or sea urchin parts.

Sec. 5. 12 MRSA §6851, sub-§6, ¶A, as repealed and replaced by PL 1991, c. 784, §8, is amended to read:

A. Two hundred seventeen dollars for a wholesale seafood license or a wholesale seafood license with a lobster permit, sea urchin buyer's permit or sea urchin processor's permit; and

Sec. 6. Allocation. The following funds are allocated from Other Special Revenue to carry out the purposes of this Act.

1994-95

**MARINE RESOURCES,
DEPARTMENT OF**

Bureau of Marine Science

Positions	(0.5)
Personal Services	\$17,315
All Other	350,305
Capital Expenditures	30,000
TOTAL	\$397,620

Provides for the allocation of funds from the Sea Urchin Research Fund to cover the costs of research directly related to sea urchin fishery management information needs and the costs of one half-time Marine Resources Specialist I position and general operating costs necessary to administer the various sea urchin logbook requirements.

Bureau of Marine Science

All Other \$5,000

Provides for the allocation of funds to cover the costs of developing sea urchin logbooks.

**DEPARTMENT OF MARINE
RESOURCES**

TOTAL \$402,620

See title page for effective date.

CHAPTER 741

S.P. 767 - L.D. 1987

An Act to Amend the Date of Repeal of State Increment Financing Districts and to Allow the Finance Authority of Maine to Issue Revenue Refunding Securities

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

Whereas, the Maine Revised Statutes, Title 30-A, section 5254-A regarding state tax increment financing has been in effect since 1991; and

Whereas, implementing legislation have not yet been adopted; and

Whereas, Title 30-A, section 5254-A has not been utilized due to the lack of implementing legislation; and

Whereas, legislation is in the process of being adopted so that the statutory provisions can be utilized as originally intended; and

Whereas, the designation of new state tax increment financing districts will cease on June 30, 1994 unless extended prior to that date; 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. 10 MRSA §1041, sub-§4, as amended by PL 1985, c. 593, §1, is further amended to read:

4. Refunding securities. Issue revenue refunding obligation securities as provided to refund any outstanding revenue obligation securities issued under this subchapter or under subchapter IV or under previous chapter 104 or to refund any obligations or securities of any municipality;

Sec. 2. 10 MRSA §1048, as amended by PL 1985, c. 593, §2, is further amended to read:

§1048. Revenue refunding securities

The authority may provide for the issuance of revenue refunding securities of the authority to refund any outstanding revenue obligation securities issued under this subchapter ~~or under~~ subchapter IV or under previous chapter 104 or to refund any obligations or securities of any municipality, including the payment of any redemption premiums and any interest accrued or to accrue to the date of redemption, and, if ~~deemed~~ considered advisable by the authority, to construct or enable the construction of improvements, extensions, enlargements or additions of the original project. The authority may provide for the issuance of revenue obligation securities of the authority for the combined purpose of refunding any outstanding revenue obligation securities or revenue refunding securities issued under this subchapter ~~or under~~ subchapter IV or under previous chapter 104 or to refund any obligations or securities of any municipality, including the payment of redemption premiums and interest accrued or to accrue and paying all or any part of the cost of acquiring or constructing or enabling the acquisition or construction of any additional project or part or any improvements, extensions, enlargements or additions of any project. The issuance of the securities, the maturities and other details, the rights and remedies of the holders and the rights, powers, privileges, duties and obligations of the authority ~~shall be~~ are governed by the provisions of this subchapter insofar as they are applicable.

Notwithstanding the foregoing, the authority may approve or disapprove the issuance of revenue refunding securities without any notice of the issuance being given by the authority, by the applicant or otherwise, under section 1043, subsection 1; section 1044, subsection 1; or otherwise, and without having to hold any public hearing or otherwise fulfill the requirements of section 1043, if the authority determines that no expansion of the original project is involved and there will be no increase in the original amount of the revenue obligation securities issued for the project. Once the authority has made the determinations, it may approve the issuance of revenue refunding securities by issuing an amended certificate of approval.

If, in connection with any outstanding revenue obligation securities issued under previous chapter 104, any predecessor to the authority financed or guaranteed more than 90% of the total value of a project, the authority, in connection with issuing its revenue refunding securities, may continue to finance or guarantee the corresponding percentage of the total value of the project financed or guaranteed by its predecessor, notwithstanding section 1026-D, subsection 2, paragraph B.

Sec. 3. 30-A MRSA §5254-A, sub-§7, as amended by PL 1991, c. 856, §5, is further amended to read:

7. Repeal of state tax increment financing districts. The designation of new state tax increment financing districts ceases June 30, ~~1994~~ 1996, subject to review by the joint standing committees of the Legislature having jurisdiction over economic development and taxation matters. Designation of new state tax increment financing districts may only be resumed by act of the Legislature.

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

Effective April 20, 1994.

CHAPTER 742

H.P. 1479 - L.D. 2005

**An Act to Authorize Applied
Technology Regions to Borrow Funds
for Necessary Repairs to
Existing Buildings**

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