

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 1994 to June 30, 1995

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IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4

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Augusta, Maine
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section 1013-A and who is involved in decision making for a political action committee organized to advance the election of that candidate;

Sec. 2. 21-A MRSA §1063 is enacted to read:

§1063. Constitutional officers and State Auditor

The Secretary of State, the Treasurer of State, the Attorney General, the State Auditor, or any individual running for these offices, may not form a political action committee or be involved in decision making for or solicit contributions to a political action committee.

See title page for effective date.

CHAPTER 168

S.P. 317 - L.D. 898

An Act to Amend the Procedures for Conducting a School District Referendum

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

Sec. 1. 20-A MRSA §1353, sub-§2, as amended by PL 1989, c. 502, Pt. A, §52, is further amended to read:

2. Voting. Voting ~~shall~~ must be held and conducted as follows.

A. The voting at ~~referendum~~ referenda held in towns ~~shall~~ must be held and conducted in accordance with Title 30-A, sections 2524 and 2528 to 2532, even though the town has not accepted the provisions of Title 30-A, sections 2524 and 2525. The facsimile signature of the clerk under Title 30-A, section 2528, subsection 6, paragraph F, ~~shall~~ must be that of the ~~chairman~~ chair of the board of directors. If a district referendum is called to be held simultaneously with any statewide election, the voting in towns ~~shall~~ must be held and conducted in accordance with Title 21-A, except that the duties of the Secretary of State ~~shall~~ must be performed by the board and if the statewide election is a primary election, any registered voter may vote in the referendum. The absentee voting procedure of Title 21-A ~~shall~~ must be used, except the duties of the Secretary of State ~~shall~~ must be performed by the board.

B. The voting at ~~referendum~~ referenda in cities ~~shall~~ must be held and conducted in accordance with Title 21-A, including the absentee voting procedure, except that the duties of the Secretary

of State ~~shall~~ must be performed by the board of directors and if the statewide election is a primary election, any registered voter may vote in the referendum.

See title page for effective date.

CHAPTER 169

S.P. 268 - L.D. 719

An Act to Change the Restricted Area around Aquaculture Pens from 500 to 300 Feet

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

Sec. 1. 12 MRSA §6402-C is enacted to read:

§6402-C. Suspension based on 2 or more convictions of dragging within the prohibited area surrounding aquaculture operations

For any person convicted of a 2nd or subsequent offense of section 6957, subsection 1, the commissioner shall suspend the license authorizing the activity in which the person was engaged at the time of the violation. The suspension is for 5 years from the date of conviction.

Sec. 2. 12 MRSA §6957, as enacted by PL 1993, c. 723, §1, is amended to read:

§6957. Fishing near floating equipment

1. Prohibition. A person may not operate a vessel using drags, otter trawls, pair trawls, beam trawls, scottish seines or midwater trawls to fish for or take finfish, shellfish, sea urchins or any other marine organisms within ~~500~~ 300 feet of any suspended culture floating cages, tray racks or other floating equipment authorized in a lease issued by the commissioner under section 6072, if the equipment is marked in accordance with subsection 1-A.

1-A. Markings. The owner of a suspended culture floating cage, tray rack or other floating equipment shall mark the area in which a vessel is prohibited under subsection 1 with at least 4 anchors, each marked by a yellow buoy at least 2 feet in diameter.

2. Penalty. A violation of ~~this section~~ subsection 1 is a Class D crime, except that, notwithstanding Title 17-A, section 1301, the court shall impose a