

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

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 29, 1995

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
1995

368, Part NN are assumed.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

TOTAL ALLOCATIONS	\$63,840	\$86,978
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PART U

Sec. U-1. PL 1995, c. 368, Pt. P, §1 is amended to read:

Sec. P-1. Transfer of unexpended balance. Notwithstanding Private and Special Law 1987, chapter 126, section 3, on or before June 30, 1996, the Treasurer of State shall transfer ~~\$1,200,000~~ \$1,400,000 of the unexpended balance in the Maine State Housing Authority's oil storage and removal bond fund, authorized by Private and Special Law 1987, chapter 126, to the debt service earnings account in the office of the Treasurer of State.

Sec. U-2. PL 1995, c. 368, Pt. P, §2, under the caption "TREASURY DEPARTMENT" in that part relating to "Debt Service - Treasury," the blocked paragraph is amended to read:

Provides for the deappropriation of funds in conjunction with the transfer of funds from the oil storage and removal bond fund in the Maine State Housing Authority in the amount of ~~\$1,200,000~~ \$1,400,000 in fiscal year 1995-96 as specified in section 1 of this Part. Transfers will be made from the General Fund Debt Service Account, the account set up for the retirement of bonds and notes authorized under the Maine Revised Statutes, Title 5, section 151-A, which will provide sufficient funds to cover the projected debt service requirement.

Sec. U-3. PL 1995, c. 368, Pt. UU, §§6 and 7 are repealed.

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

Effective June 30, 1995.

CHAPTER 396

H.P. 1045 - L.D. 1464

An Act to Preserve Fishing Stocks

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

Whereas, the Groundfish Hatchery Fund will be repealed July 30, 1995 unless the date is altered by law; and

Whereas, although no additional dollars will be credited to the fund, a balance exists which may be used to implement the hatchery raising of groundfish; 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. 12 MRSA §6591, sub-§2, as enacted by PL 1993, c. 194, §1, is repealed.

Sec. 2. 12 MRSA §6591, sub-§3 is enacted to read:

3. Balance carried forward. Unexpended balances in the fund at the end of the fiscal year may not lapse but must be carried forward.

Sec. 3. 12 MRSA §6594, as enacted by PL 1993, c. 194, §1, is amended to read:

§6594. Repeal

This subchapter is repealed July 30, ~~1995~~ 1996. All unencumbered money in the fund on July 30, ~~1995~~ 1996 must be deposited into the General Fund.

Sec. 4. Allocation. The following funds are allocated from Other Special Revenue to carry out the purposes of this Act.

1995-96

MARINE RESOURCES, DEPARTMENT OF

Groundfish Hatchery Study

All Other	\$20,077
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Allocates funds for the continuation of the Groundfish Hatchery Fund for fiscal year 1995-96.

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

Effective June 30, 1995.

CHAPTER 397

H.P. 1102 - L.D. 1549

An Act to Create Uniformity in Laws Governing Various Professional Licensing Boards and Commissions

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

Sec. 1. 9-A MRSA §6-116, sub-§2, as enacted by PL 1985, c. 763, Pt. A, §51, is amended to read:

2. Financial information not normally available to the public that is submitted in confidence by an applicant for a license individual or organization to comply with the licensing, registration or other regulatory functions of the administrator; and

Sec. 2. 10 MRSA c. 901 is amended by repealing the chapter headnote and enacting the following in its place:

CHAPTER 901

DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

Sec. 3. 10 MRSA §8001, first ¶, as repealed and replaced by PL 1991, c. 548, Pt. B, §1, is amended to read:

There is created and established the Department of Professional and Financial Regulation, in this chapter referred to as the "department," to regulate financial institutions, insurance companies, commercial sports, grantors of consumer credit and to license and regulate professions and occupations. The department is composed of the following ~~bureaus, boards and commissions:~~

Sec. 4. 10 MRSA §8001, sub-§§1 to 3, as repealed and replaced by PL 1991, c. 548, Pt. B, §1, are amended to read:

1. Bureau of Banking. Bureau of Banking;
~~Bureau of;~~

2. Bureau of Consumer Credit Protection. Bureau of Consumer Credit Protection;
~~Bureau of;~~

3. Bureau of Insurance. Bureau of Insurance;
~~Bureau of;~~

Sec. 5. 10 MRSA §8001, sub-§§4 to 22, as repealed and replaced by PL 1991, c. 548, Pt. B, §1, are repealed.

Sec. 6. 10 MRSA §8001, sub-§22-A, as enacted by PL 1993, c. 600, Pt. A, §6, is repealed.

Sec. 7. 10 MRSA §8001, sub-§§23 to 32, as repealed and replaced by PL 1991, c. 548, Pt. B, §1, are repealed.

Sec. 8. 10 MRSA §8001, sub-§32-A, as amended by PL 1993, c. 389, §3, is repealed.

Sec. 9. 10 MRSA §8001, sub-§33, as amended by PL 1993, c. 600, Pt. A, §7, is repealed.

Sec. 10. 10 MRSA §8001, sub-§§35 to 36, as repealed and replaced by PL 1991, c. 548, Pt. B, §1, are repealed.

Sec. 11. 10 MRSA §8001, sub-§§37 and 38 are enacted to read:

37. Real Estate Commission. Real Estate Commission; and

38. Division of Licensing and Enforcement. Division of Licensing and Enforcement. The Division of Licensing and Enforcement is composed of the following:

A. Board of Accountancy;

B. Acupuncture Licensing Board;

C. Arborist Examining Board;

D. Maine State Board for Licensure of Architects, Landscape Architects and Interior Designers;

E. Maine Athletic Commission;

F. Board of Licensing of Auctioneers;

G. Board of Barbering and Cosmetology;

H. Board of Chiropractic Licensure;

I. Board of Commercial Driver Education;

J. Board of Counseling Professionals Licensure;

K. Board of Licensing of Dietetic Practice;

L. Electricians' Examining Board;