

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

pricing studies conducted in 1995 and 1996. The final report must include conclusions from the study.

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

Effective July 3, 1995.

CHAPTER 411

H.P. 1107 - L.D. 1555

An Act to Amend the Emergency Planning and Community Right to Know Laws

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

Sec. 1. 37-B MRSA §797, first ¶, as amended by PL 1993, c. 355, §1, is further amended to read:

A person required to submit a facility emergency response plan, material safety data sheet or list of hazardous chemicals and extremely hazardous substances must submit a Maine chemical inventory reporting form to the commission, ~~the Department of Environmental Protection,~~ the local emergency planning committee and the local fire department with jurisdiction over the facility. The inventory reporting form and fee must be submitted by March 1st annually for the previous calendar year, except that the inventory reporting form and fee may be submitted with the registration fee in the year of reporting if the reporting facility can project its inventory levels for the current year. Information on the inventory of extremely hazardous substances and hazardous chemicals for the previous calendar year is required on the form. These forms must state, at a minimum:

See title page for effective date.

CHAPTER 412

S.P. 515 - L.D. 1400

An Act to Amend the Adoption Laws

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

Whereas, many adoptions have been unnecessarily delayed because of differing interpretations of the effect of Public Law 1993, chapter 686; and

Whereas, some adoptions will not be finalized until the meaning of the law is clarified through legislation; 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. 19 MRSA §1102, sub-§4, as enacted by PL 1993, c. 686, §5 and affected by §13, is amended to read:

4. Birth parent; biological parent. "Birth parent" or "biological parent" means a person who is the biological parent of a child.

A. "Birth father" means the male birth parent of a child.

B. "Birth mother" means the female birth parent of a child.

Sec. 2. 19 MRSA §1102, sub-§8-A is enacted to read:

8-A. Parent. "Parent" means the legal parent or the legal guardian when no legal parent exists.

Sec. 3. 19 MRSA §1103, sub-§2, as enacted by PL 1993, c. 686, §5 and affected by §13, is amended to read:

2. District Court. The District Court has jurisdiction to conduct hearings pursuant to section ~~1104, subsection 4~~ 1115.

Sec. 4. 19 MRSA §1104, sub-§2, as enacted by PL 1993, c. 686, §5 and affected by §13, is amended to read:

2. Independent adoption. If the adoptee is not placed by a licensed child placing agency or the department, the petition for adoption must be filed in the county where the adoptee resides, where the petitioners reside or where the consent has been filed.

Sec. 5. 19 MRSA §1104, sub-§4, as enacted by PL 1993, c. 686, §5 and affected by §13, is repealed.

Sec. 6. 19 MRSA §§1107 and 1108 are enacted to read:

§1107. Indian Child Welfare Act

The Indian Child Welfare Act, United States Code, Title 25, Section 1901 et seq. governs all