

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

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
1997

(3) A limousine that regularly transports passengers for hire, and has a carrying capacity of more than 6 passengers and whose owner is required to obtain an operating permit pursuant to section 552; and

(4) A multi-purpose vehicle.

Sec. 2. 29-A MRSA §1916, sub-§2-A is enacted to read:

2-A. Definition. For the purposes of this section a "multi-purpose vehicle" means a motor vehicle designed to carry 10 or fewer persons that is constructed by the manufacturer on a truck chassis or that is constructed with special features for occasional off-road operation and allowed unlimited tinting by the manufacturer. "Multi-purpose vehicle" includes vans, pick-ups and recreational vehicles but does not include station wagons, passenger car sedans and those vehicles restricted by the Federal Motor Vehicle Safety Standards.

See title page for effective date.

CHAPTER 130

H.P. 872 - L.D. 1189

An Act to Revise the Procedure to Appeal Nonacceptance into a Self-employment Assistance Program

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

Sec. 1. 26 MRSA §1197, sub-§8-A, as enacted by PL 1995, c. 665, Pt. DD, §3 and affected by §12, is repealed.

Sec. 2. 26 MRSA §1197, sub-§8-B is enacted to read:

8-B. Appeal of nonacceptance into a self-employment assistance program. All determinations under this section must be made in writing. A determination that an individual has not been accepted into a program approved by the commissioner that provides self-employment assistance activities may be appealed only as provided in this subsection.

A. A person who receives a determination of nonacceptance into a self-employment assistance program may obtain a review of that determination by a board appointed in accordance with rules adopted under subsection 9. Appeals to the board must be filed, in writing, within 15 calendar days after the determination is mailed to the individual's last known address. The period within which an appeal may be filed may be ex-

tended, for a period not to exceed an additional 15 calendar days, for good cause shown.

B. When an individual requests a review, the board shall promptly investigate and attempt to resolve the complaint informally. If the problem is not resolved to the complainant's satisfaction through this informal process, a hearing by an impartial hearing officer to review the board's decision must be scheduled and conducted in accordance with the Maine Administrative Procedure Act.

C. A person aggrieved by the decision of the hearing officer may appeal by commencing an action pursuant to Title 5, chapter 375, subchapter VII. The Commissioner of Labor must be made a defendant in any such appeal.

See title page for effective date.

CHAPTER 131

H.P. 901 - L.D. 1244

An Act to Clarify Part-time School Week for the Purpose of Enforcing Child Labor Laws in the State

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

Sec. 1. 26 MRSA §774, sub-§1, ¶B, as amended by PL 1993, c. 434, §3, is further amended to read:

B. More than 20 hours in any week when school is in session, except that the minor may work up to 8 hours on each day that an authorized school closure occurs up to a total of 28 hours in that week. In addition, the maximum weekly hours a minor may work is 50 hours during any week that the approved school calendar is less than 3 days or during the first or last week of the school calendar, regardless of how many days school is in session for the week. If requested, a school must provide verification of its closings to the minor's employer or the Department of Labor;

Sec. 2. 26 MRSA §774, sub-§6 is enacted to read:

6. In session. School is considered in session if the students are required to be in attendance by the school board pursuant to Title 20-A, chapter 211.

See title page for effective date.