

# 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.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1997**

**CHAPTER 164****H.P. 595 - L.D. 786****An Act to Increase the Department of Marine Resources' Involvement in Dredge Permitting**

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

**Sec. 1. 38 MRSA §480-D, sub-§9**, as enacted by PL 1989, c. 656, §3, is amended to read:

**9. Dredging.** If the proposed activity involves dredging, dredge spoils disposal or transporting dredge spoils by water, the applicant shall demonstrate that the transportation route minimizes adverse impacts on the fishing industry and that the disposal site is geologically suitable. ~~The department shall consult with the Department of Marine Resources in assessing the impacts on the fishing industry. The Commissioner of Marine Resources shall provide the department with an assessment of the impacts on the fishing industry of a proposed dredging operation in the coastal wetlands. The assessment must consider impacts to the area to be dredged and impacts to the fishing industry of a proposed route to transport dredge spoils to an ocean disposal site. The Commissioner of Marine Resources must hold a public hearing on the proposed dredging operation within at least one of the municipalities in which the dredging operation would take place. In making its determination under this subsection, the department must take into consideration the assessment provided by the Commissioner of Marine Resources. The permit must include a requirement that require the applicant publish the approved transportation route of the dredge spoils in a newspaper of general circulation in the area adjacent to the route. to:~~

A. Clearly mark or designate the dredging area, the spoils disposal route and the transportation route;

B. Publish in a newspaper of general circulation in the area adjacent to the route the approved transportation route of the dredge spoils; and

C. Publish in a newspaper of general circulation in the area adjacent to the route a procedure that the applicant will use to respond to inquiries regarding the loss of fishing gear during the dredging operation.

**Sec. 2. Application.** This Act applies to permit applications filed with the Department of Envi-

ronmental Protection on or after the effective date of this Act.

See title page for effective date.

**CHAPTER 165****S.P. 305 - L.D. 1013****An Act to Implement Electronic Monitoring for Compliance with the Motor Vehicle Financial Responsibility Laws by 1999 and Make Other Changes in Those Laws**

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

**Sec. 1. 29-A MRSA §1601, sub-§6**, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

**6. Suspension.** Thirty days after the receipt of an abstract of an adjudication of a violation of this section, the Secretary of State shall suspend:

A. The license of that person;

B. The registration of a vehicle owned by that person; or

C. The right to apply for a driver's license or vehicle registration.

The suspension continues until that person provides ~~evidence of insurance~~ proof of financial responsibility to the Secretary of State pursuant to section 1605.

**Sec. 2. 29-A MRSA §1601, sub-§7**, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is repealed.

**Sec. 3. 29-A MRSA §1601, sub-§7-A** is enacted to read:

**7-A. Proof of financial responsibility following violation.** A person who violates this section is subject to the proof of financial responsibility requirements under section 1605.

**Sec. 4. 29-A MRSA §1605, sub-§8** is enacted to read:

**8. Electronic filing of proof of financial responsibility.** The Secretary of State shall implement a system for the electronic filing of proof of financial responsibility under this section.

See title page for effective date.