

# 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**

placard or any other document requesting action from the Secretary of State; or

B. Displays to a law enforcement officer or to the Secretary of State evidence of liability insurance or financial responsibility that is fictitious or fraudulently altered.

**Sec. 3. 29-A MRSA §2251, sub-§4, ¶B**, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

B. Within 5 days from the time of notification of the accident, transmit a the original written report containing all available information to the Chief of the State Police.

See title page for effective date.

## CHAPTER 179

### H.P. 220 - L.D. 284

#### **An Act to Continue the State's Dioxin Monitoring Program and Consolidate Reports to the Legislature**

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

**Sec. 1. 38 MRSA §420-A, sub-§4**, as repealed and replaced by PL 1991, c. 66, Pt. A, §9 and affected by §43, is amended to read:

**4. Report.** The commissioner shall report by ~~December 1, 1990, and annually thereafter on December 1st, March 31st of each year~~ on the results of the monitoring program to the joint standing committee of the Legislature having jurisdiction over natural resources. The annual report must contain the commissioner's conclusions as to the levels of dioxin contamination in the sample subjects and the likely scope of dioxin contamination in the State's waters.

**Sec. 2. 38 MRSA §420-A, sub-§5**, as amended by PL 1995, c. 223, §2, is further amended to read:

**5. Fees assessed.** The commissioner shall assess the selected facilities for the costs of sample collection and analysis, except that, if the selected facility is a publicly owned treatment works, the commissioner may assess the primary industrial generator discharging effluent into the treatment facility if the generator is known or likely to be discharging dioxin into the treatment facility. Fees received under this section must be credited to the Maine Environmental Protection Fund. Payment of these fees is a condition of the discharge license issued under this Title for

continued operation of the selected facilities, except that, if the selected facility is a publicly owned treatment works and the commissioner assesses the fee on an industrial generator, payment of the fee is not a condition of the discharge license of the selected facility. The fees assessed under this subsection may not exceed a total of \$250,000 in any fiscal year.

**Sec. 3. 38 MRSA §420-A, sub-§6**, as amended by PL 1995, c. 223, §3, is further amended to read:

**6. Repeal.** This section is repealed December 31, ~~1997~~ 2002.

**Sec. 4. 38 MRSA §420-B, sub-§4**, as enacted by PL 1993, c. 720, §1, is amended to read:

**4. Report.** No later than ~~January 1st~~ March 31st of each year, the commissioner shall report on the monitoring program to the joint standing committee of the Legislature having jurisdiction over natural resource matters. This report must contain:

A. At the start of each 5-year period, the 5-year monitoring plan;

B. The annual work program for the past year and the current year;

C. The commissioner's conclusions as to the levels of toxic contamination in the State's waters and fisheries; ~~and~~

D. Any trends of increasing or decreasing levels of contaminants found; ~~and~~

E. The report on the results of the dioxin monitoring program required under section 420-A, subsection 4.

See title page for effective date.

## CHAPTER 180

### H.P. 72 - L.D. 97

#### **An Act Concerning the Taxation of Manufactured Homes That Are Stock-in-trade**

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

**Sec. 1. 36 MRSA §655, sub-§1, ¶B**, as repealed and replaced by PL 1973, c. 592, §13, is amended to read:

B. ~~Stock-in-trade~~ Stock-in-trade, including inventory held for resale by a distributor, wholesaler, retail merchant or service