

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

sion, upon application to the Executive Director of the Legislative Council. The Executive Director of the Legislative Council shall administer the commission's budget; and be it further

Sec. 7. Meetings. Resolved: That the commission may meet up to 4 times; and be it further

Sec. 8. Report. Resolved: That the commission shall submit a report to the Joint Standing Committee on Labor by January 1, 1998 with specific recommendations including legislation if necessary; and be it further

Sec. 9. Legislation. Resolved: That the Joint Standing Committee on Labor may report out legislation that the committee determines is necessary to address issues that the commission is required to study pursuant to section 5 of this resolve; and be it further

Sec. 10. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1997-98

LEGISLATURE

Commission to Study the Unemployment Compensation System

Personal Services	\$880
All Other	1,300
TOTAL	\$2,180

Provides funds for the per diem and expenses of legislative members and miscellaneous costs, including printing, of the Commission to Study the Unemployment Compensation System.

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

Effective June 12, 1997.

CHAPTER 66

H.P. 988 - L.D. 1368

Resolve, to Create a Task Force to Develop a Single Payment System for State and Federal Taxes for Small Businesses

Sec. 1. Task force established. Resolved: That the Task Force on State and Federal Tax Filing, referred to in this resolve as the "task force," is established; and be it further

Sec. 2. Task force membership. Resolved: That the task force consists of the following members:

1. Two representatives from the Bureau of Taxation, who must have expertise in the areas of state income and sales taxation, appointed by the Governor;
2. One representative from the State's Department of Labor, appointed by the Governor;
3. Three representatives from the business community, representing different geographic locations in the State, appointed by the Governor;
4. Two members of the House of Representatives, one of whom represents the Joint Standing Committee on Taxation, appointed by the Speaker of the House; and
5. One member of the Senate, appointed by the President of the Senate.

The Governor shall also seek 2 representatives from the Internal Revenue Service to be members of the task force; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The Executive Director of the Legislative Council must be notified by all appointing authorities once the selections have been made. Within 15 days after the appointment of all members has been completed, the Chair of the Legislative Council shall call and convene the first meeting of the task force. The members shall select a chair from among the members; and be it further

Sec. 4. Duties. Resolved: That the task force shall develop a mechanism for a single-form filing and payment system for state and federal tax payments and withholdings for small businesses. Tax filing of the following must be included in the study: state sales tax, state and federal unemployment tax, state and federal income tax withholding and social security and Medicare payments; and be it further

Sec. 5. Staff assistance. Resolved: That the task force may request staffing assistance from the Bureau of Taxation and the Legislative Council; and be it further

Sec. 6. Reimbursement. Resolved: That the members of the task force who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and reimbursement for travel and other necessary expenses for attendance at meetings of the task force upon application to the Executive Director of the Legislative Council for those expenses. Other members are not entitled to reimbursement of expenses; and be it further

Sec. 7. Report. Resolved: That the task force shall submit its report, which must include a plan to implement a single-form filing and payment system for state and federal taxes for use by small businesses, together with any necessary implementing legislation, to the Second Regular Session of the 118th Legislature no later than January 1, 1998. If the task force requires an extension, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 8. Meetings. Resolved: That the task force may meet up to 4 times; and be it further

Sec. 9. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1997-98

LEGISLATURE

Task Force on State and Federal Tax Filing

Personal Services	\$660
All Other	1,100
Provides funds for the per diem and expenses of legislative members of the Task Force on State and Federal Tax Filing.	

LEGISLATURE

TOTAL \$1,760

See title page for effective date.

CHAPTER 67

H.P. 1038 - L.D. 1455

Resolve, Regarding Legislative Review of Chapter 500: Stormwater Management, a Major Substantive Rule of the Department of Environmental Protection, Bureau of Land and Water Quality

Sec. 1. Adoption. Resolved: That final adoption of Chapter 500: Stormwater Management, a provisionally adopted major substantive rule of the Department of Environmental Protection, Bureau of Land and Water Quality, submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized, with the following amendments to the rule. The rule must provide an exception to the requirement that designs required as part of the application for an individual permit or a permit by rule must be prepared under the supervision of or designed by a registered professional engineer. The exception must allow either a registered professional engineer or a professional who is registered, licensed or certified in a related land use field, who is knowledgeable in storm water management and who has received training in the design of ditches, grassed swales and level spreaders at a department-sponsored workshop to prepare, when required as part of an application for a project with less than 3 acres of new impervious area, the following designs:

1. Designs of ditches, swales and other open storm water channels that drain no more than one acre of land; and
2. Designs of level spreaders that receive drainage from no more than one acre of land; and be it further

Sec. 2. Report; legislation. Resolved: That the Commissioner of Environmental Protection, no later than January 15, 1998, shall report to the Joint Standing Committee on Natural Resources on proposed measures that would reduce the contribution of nonpoint source pollution to Maine lakes, streams and coastal waters from existing sources. In developing these measures, the Department of Environmental Protection shall consult with members of small businesses and a broad cross-section of potentially affected stakeholders, as well as other relevant agencies and Legislators. The Joint Standing Committee on Natural Resources may report out legislation to the Second Regular Session of the 118th Legislature regarding application of the storm water management laws statewide and to existing sources.

See title page for effective date.