

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

**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**  
**1999**

**Sec. 2. 12 MRSA §6726, sub-§1**, as enacted by PL 1997, c. 281, §1, is amended to read:

**1. Minimum size.** It is unlawful to utilize a drag to fish for or take scallops in the coastal waters with rings that measure less than:

A. ~~From November 1, 1997 to April 15, 1999, 3 inches in diameter;~~

B. ~~From November~~ December 1, 1999 to April 15, ~~2001~~ 2000, 3 1/4 inches in diameter; and

C. On ~~November~~ December 1, ~~2001~~ 2000 and thereafter, 3 1/2 inches in diameter.

**Sec. 3. 12 MRSA §6727, sub-§1**, as enacted by PL 1997, c. 281, §1, is repealed.

**Sec. 4. 12 MRSA §6727, sub-§2**, as enacted by PL 1997, c. 281, §1, is amended to read:

**2. Open season.** It is unlawful ~~from December 1st to April 15th~~ for a person to possess on any vessel fishing for scallops in the coastal waters, or to utilize when fishing for or taking scallops in the coastal waters, a drag or any combination of drags that measures in excess of 10 feet, 6 inches across from one extreme outside edge of the mouth of the drag or combination of drags to the opposite extreme outside edge.

See title page for effective date.

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**CHAPTER 95**

**S.P. 280 - L.D. 798**

**An Act to Permit Local Control and Funding of An Educational Building in Accordance With a Municipal Charter**

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

**Sec. 1. 20-A MRSA §15905-A, sub-§3**, as enacted by PL 1991, c. 655, §10, is amended to read:

**3. Local vote.** Prior to approval by the commissioner, each nonstate funded project, except a municipal school construction project pursuant to subsection 4, must receive a favorable vote in accordance with section 15904, except that section 15904, subsection 4 does not apply.

**Sec. 2. 20-A MRSA §15905-A, sub-§4** is enacted to read:

**4. Municipal schools.** In a municipal school unit where the responsibility for final adoption of the

school budget is vested in the municipal council by municipal charter, a nonstate funded project may be approved without a referendum vote if the charter does not require a referendum.

See title page for effective date.

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**CHAPTER 96**

**S.P. 301 - L.D. 874**

**An Act to Remove Certain Records Concerning Minors From the Definition of "Public Records"**

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

**Sec. 1. 1 MRSA §402, sub-§3, ¶I**, as amended by PL 1995, c. 608, §4, is further amended to read:

I. Juvenile records and reports of municipal fire departments regarding the investigation and family background of a juvenile fire setter; ~~and~~

**Sec. 2. 1 MRSA §402, sub-§3, ¶J**, as enacted by PL 1995, c. 608, §5, is amended to read:

J. Working papers, including records, drafts and interoffice and intraoffice memoranda, used or maintained by any advisory organization covered by subsection 2, paragraph F, or any member or staff of that organization during the existence of the advisory organization. Working papers are public records if distributed by a member or in a public meeting of the advisory organization; ~~and~~

**Sec. 3. 1 MRSA §402, sub-§3, ¶K** is enacted to read:

K. Personally identifying information concerning minors that is obtained or maintained by a municipality in providing recreational or non-mandatory educational programs or services, if the municipality has enacted an ordinance that specifies the circumstances in which the information will be withheld from disclosure. This paragraph does not apply to records governed by Title 20-A, section 6001 and does not supersede Title 20-A, section 6001-A.

See title page for effective date.