

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

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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
1999

B. Utility airports may not conduct commercial activities.

Sec. 13. 6 MRSA §101, sub-§5 is enacted to read:

5. Private airport with commercial activity.

A. A private airport with commercial activity is an airport that is not open to the public, but supports a commercial activity.

Sec. 14. 6 MRSA §102, sub-§3, ¶A, as enacted by PL 1977, c. 678, §33, is repealed.

Sec. 15. 6 MRSA §103, sub-§1, ¶B, as enacted by PL 1977, c. 678, §33, is repealed.

Sec. 16. 6 MRSA §103, sub-§3, ¶B, as enacted by PL 1977, c. 678, §33, is amended to read:

B. Airports Land airports without paved runways shall must have the boundaries of the usable landing area defined with clearly visible markers painted yellow white.

Sec. 17. 6 MRSA §105 is enacted to read:

§105. Aviation fueling facilities

Airports may, at their option, provide aircraft fuel servicing. The operations must meet the following minimum standards.

A. Aviation fuel must be stored in National Fire Protection Association approved facilities.

B. Aircraft fuel servicing must be conducted in accordance with accepted standards and requirements established by the National Fire Protection Association.

C. There must be fire extinguishers of adequate size, type and numbers in locations as recommended by the National Fire Protection Association.

Sec. 18. 6 MRSA §302, sub-§2, ¶A, as amended by PL 1995, c. 504, Pt. B, §10, is further amended to read:

A. The membership of the board shall consist consists of 5 members; one person from the Maine Airport Association an airport association in the State; one person from the Maine Pilot's Association a pilot's association in the State; and 3 persons appointed by the Commissioner of Transportation, one of whom shall may not represent an interest in aviation. The members representing the aviation organizations shall be are appointed by their respective board of directors and all members shall serve a term of office of 2

years. Vacancies in membership shall must be filled in the same manner as the original appointment. The commissioner shall serve serves as secretary of the board.

Sec. 19. 6 MRSA §302, sub-§3, ¶A, as enacted by PL 1977, c. 678, §48, is amended to read:

A. The board shall annually elect a chairman chair from among its members, and the chairman shall serve chair serves a term of one year. The board shall meet at the call of the chairman chair, or at the call of at least 3 members of the board, and there shall must be at least 3 meetings one meeting held a year.

See title page for effective date.

CHAPTER 132

H.P. 511 - L.D. 718

An Act Pertaining to Maturity Dates of Bonds of the Maine Turnpike Authority

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

Sec. 1. 23 MRSA §1968, sub-§3, ¶C, as enacted by PL 1995, c. 138, §1, is amended to read:

C. Maturity dates not more than 25 years from the date or dates of issuance, excluding the period, if any, during which bond anticipation notes are outstanding;

See title page for effective date.

CHAPTER 133

H.P. 538 - L.D. 745

An Act to Amend the Licensing Provisions Under the Propane and Natural Gas Act

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

Sec. 1. 32 MRSA §14802, sub-§10 is enacted to read:

10. Self-service propane or natural gas dispenser. "Self-service propane or natural gas dispenser" means fixed equipment that:

A. Dispenses propane or natural gas into permanently mounted fuel containers on vehicles;

B. Is designed and manufactured to safety standards set by law;

C. Is operated by the general public at a registered propane or natural gas installation;

D. Complies with section 14805 and the standards and rules adopted by the board, including, but not limited to, National Fire Protection Association Standards, Numbers 52 and 58, and amendments to and replacements of those standards; and

E. Is attended by an operator licensed under section 14808, subsection 4 or by a trained, documented employee of that licensed operator.

Sec. 2. 32 MRSA §14807, sub-§7, as enacted by PL 1997, c. 270, §2, is repealed and the following enacted in its place:

7. Exceptions. The licensing provisions of this section do not apply to:

A. A highway transport driver who delivers propane to bulk plants or industrial customers; or

B. An individual user of a self-service propane or natural gas dispenser as defined by section 14802, subsection 10.

See title page for effective date.

CHAPTER 134

H.P. 449 - L.D. 612

An Act Regarding Juvenile Hunters

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

Sec. 1. 12 MRSA §7101, sub-§7, as amended by PL 1995, c. 667, Pt. A, §20, is repealed.

Sec. 2. 12 MRSA §7101, sub-§7-A is enacted to read:

7-A. Restrictions. Any resident or nonresident hunter 10 years of age or older and under 16 years of age may hunt with firearms only in the presence of:

1. Parent or guardian. That hunter's parent or guardian; or

2. Certain adults. A person at least 18 years of age approved by that hunter's parent or guardian who either holds a valid Maine hunting license or has successfully completed a hunter safety course acceptable under the provisions of sections 7035 and 7071.

For the purposes of this subsection, "in the presence of" means in visual and voice contact without the use of visual or audio enhancement devices, including binoculars and citizen band radios. A hunter who is 16 years of age and who is hunting with a junior hunting license prior to hunting without the adult supervision required by this section must complete a hunter safety course.

Sec. 3. 12 MRSA §7406, sub-§21, as enacted by PL 1995, c. 116, §1, is amended to read:

21. Allowing a junior hunter to hunt without adult supervision. A person is guilty of allowing a junior hunter to hunt without adult supervision if that person, who is the adult supervisor, parent or guardian of a holder of a junior hunting license under the age of 16, allows that junior hunter to hunt other than in the presence of, and under the supervision of, an adult as provided in section 7101, subsection 7-A.

See title page for effective date.

CHAPTER 135

S.P. 255 - L.D. 689

An Act Concerning Municipal Public Library Trust Funds

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

Sec. 1. 13 MRSA §4110 is enacted to read:

§4110. Municipal library funds

Notwithstanding Title 30-A, sections 5711 to 5719 and section 5724, this chapter applies to endowment funds or other funds held in trust by municipal public libraries.

See title page for effective date.

CHAPTER 136

H.P. 475 - L.D. 682

An Act to Increase the Late Fee for Licensing a Dog

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

Sec. 1. 7 MRSA §3943, sub-§1, as amended by PL 1997, c. 690, §26, is further amended to read:

1. Procedure. Between February 1st and April 1st annually, the municipal officers of each municipi-