

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

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.

J.S. McCarthy Company
Augusta, Maine
1999

Sec. 2. 5 MRSA §13090-B, sub-§1, ¶A, as enacted by PL 1991, c. 780, Pt. N, §1, is amended to read:

A. The projects to be financed must:

- (1) Pertain to manufacturing, industrial, real estate development, child care, recreational or natural resource enterprises;
- (2) Be located or establishing a presence in the State; and
- (3) Provide significant public benefit in relation to the amount of the loan, as determined by the department. Public benefits include, but are not limited to: increased opportunities for employment; increased capital flows, particularly of capital from outside the State; increased state and municipal tax revenues; rehabilitation of blighted or underutilized areas; and provision of necessary services.

Loan proceeds may be used for any appropriate commercial purpose, as determined by the department, including working capital.

Sec. 3. 10 MRSA §929-B, sub-§3, ¶E, as amended by PL 1993, c. 709, §1, is further amended to read:

E. Identification of:

- (1) The types of industries and jobs with significant growth potential in the State;
- (2) The State's evolving industrial base;
- (3) The dynamic national and international markets;
- (4) Existing efforts to convert military economies to civilian economies;
- (5) Other relevant studies and evaluations in the private and public sector dealing with the long-term economic growth of the State; ~~and~~
- (6) The work force challenges faced by welfare recipients and strategies to address their economic and related needs; and
- (7) Other relevant studies and evaluations in the private and public sector concerning the availability of child care.

Sec. 4. 30-A MRSA §5252, sub-§8, ¶B, as amended by PL 1995, c. 669, §1, is further amended by amending sub-¶¶10 and 11 as follows:

(10) Training costs, including, but not limited to, those costs associated with providing skills development and training for employees of businesses within the development district. These costs may not exceed 20% of the total project costs and must be designated as training funds in the development program; ~~and~~

(11) Costs associated with developing new employment opportunities; promoting public events; advertising cultural, educational and commercial activities; providing public safety; establishing and maintaining administrative and management support; assisting in mitigating any adverse impact of a district upon the municipality and its constituents; funding economic development programs or environmental improvement programs developed by the municipality; and such other services as are necessary or appropriate to carry out the development program if the activities and programs generating such costs are provided for in the development program and bear a reasonable relationship to the improvements or activities within the district or the impacts on the district; and

Sec. 5. 30-A MRSA §5252, sub-§8, ¶B, as amended by PL 1995, c. 669, §1, is further amended by enacting sub-¶12 to read:

(12) Quality child care costs, including finance costs, construction, staffing, training, certification and accreditation costs related to child care.

See title page for effective date.

CHAPTER 273

S.P. 575 - L.D. 1655

An Act to Clarify the Laws Regarding Fund Raising During the Legislative Session

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

Sec. 1. 1 MRSA §1015, sub-§3, ¶C-1 is enacted to read:

C-1. This subsection does not prohibit the attendance of the Governor, a member of the Legislature or any constitutional officer or the staff or agent of the Governor, a member of the Legislature or any constitutional officer at fund-raising events held by a municipal, county, state

or national political party organized pursuant to Title 21-A, chapter 5, nor the advertisement of the expected presence of any such official at any such event, as long as any such official has no involvement in soliciting attendance at the event and all proceeds are paid directly to the political party organization hosting the event or a non-profit charitable organization.

See title page for effective date.

CHAPTER 274

S.P. 835 - L.D. 2236

An Act to Amend the Laws Relating to the Location of Lobster Trap Escape Vents

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Legislature recently enacted legislation authorizing the placement of rectangular escape vents on the top of traps but did not address circular vents; and

Whereas, this legislation should coincide with those other changes; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 12 MRSA §6433, sub-§1, ¶B, as repealed and replaced by PL 1979, c. 353, §1, is amended to read:

B. Two circular escape vents not less than 2 1/4 inches (57.2 mm.) in diameter located next to the bottom edge or on the top if the escape vents are placed over the head of an end parlor section;

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

Effective May 20, 1999.

CHAPTER 275

S.P. 222 - L.D. 644

An Act to Provide Opportunity for an Increase in Wine-tasting Locations for Farm Wineries

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

Sec. 1. 28-A MRSA §709, sub-§1, ¶A, as amended by PL 1997, c. 501, §2, is further amended to read:

A. No licensee or employee or agent of a licensee may:

(1) Offer or deliver any free liquor to any person or group of persons;

(2) Deliver more than 2 drinks, ~~or a pitcher of malt liquor or carafe of wine containing more than one liter or 33.8 ounces containing spirits, a carafe containing more than one liter or 33.8 ounces of wine, or any serving or pitcher containing more than one liter or 33.8 ounces of malt liquor,~~ to one person at one time;

(3) Sell, offer to sell or deliver to any person or group of persons an unlimited number of drinks for a fixed price, except at private functions not open to the public;

(4) Encourage or permit, on the licensed premises, any game or contest that involves drinking or the awarding of drinks as prizes; or

(5) Any other practice the specific purpose of which is to encourage customers of the licensee to drink to excess; and

Sec. 2. 28-A MRSA §1355, sub-§3, ¶C, as amended by PL 1997, c. 373, §113, is further amended to read:

C. A holder of a farm winery license, upon application to and approval of the bureau and payment of the license ~~fee fees,~~ may obtain ~~a license licenses~~ for ~~one up to 2 additional location locations~~ other than the winery licensed under this subsection. The holder of the ~~license licenses~~ is not required to conduct any bottling or production of wine at the ~~2nd additional licensed location locations~~ but may conduct all activities permitted by this section at the winery.

See title page for effective date.
