

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTIETH LEGISLATURE
FIRST REGULAR SESSION
December 6, 2000 to June 22, 2001

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 21, 2001

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
2001

Sec. 2. 29-A MRSA §658, sub-§1, ¶E, as amended by PL 1997, c. 776, §24, is further amended to read:

E. A description of the vehicle, including its make, model, model year designation, identification number, type of body, whether new, used, rebuilt, repaired or salvage, current mileage and, if a new vehicle, the date of the first sale of the vehicle for use. If the vehicle is a motor home, the chassis identification number must be used and the manufacturer's identification number, make, name and model year must be designated by the Secretary of State on the certificate; ~~or~~

Sec. 3. 29-A MRSA §658, sub-§1, ¶E-1 is enacted to read:

E-1. Beginning January 1, 2002, the manufacturer's suggested retail price pursuant to Title 36, section 1482, subsection 4, paragraph A minus the destination charge must be included on the certificate of title. For a used vehicle sold in this State after January 1, 2002 or sold in another state or country, the manufacturer's suggested retail price must be included on the certificate of title if it is included on the original certificate of title; or

See title page for effective date.

CHAPTER 19

H.P. 210 - L.D. 245

An Act to Establish Destroyer Escort Day

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

Whereas, the 3rd Saturday in June is the designated time to celebrate and honor the destroyer escort ships; and

Whereas, in order to expedite timely commemoration ceremonies and events and to have this legislation in time for the actual date of the celebration, this legislation must be enacted immediately; 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. 1 MRSA §139 is enacted to read:

§139. Destroyer Escort Day

The 3rd Saturday in June of each year is designated as Destroyer Escort Day in this State, and the Governor shall annually issue a proclamation inviting the people of the State to observe this day in honor of the destroyer escort ships and the people from this State who gallantly served on them as they performed antisubmarine duties, escorted convoys and tankers and performed search and rescue operations for downed pilots and survivors of ill-fated ships during World War II, the Korean Conflict and the War in Vietnam.

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

Effective April 6, 2001.

CHAPTER 20

S.P. 61 - L.D. 225

An Act to Enable Small Wineries to do Business in Maine

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

Sec. 1. 28-A MRSA §1361, sub-§2, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

2. Fee for certificate of approval. The fee for a certificate of approval is \$600 per year for malt liquor only and \$600 for wine only, except that the fee for a manufacturer or foreign wholesaler of wine who ships 120 gallons of wine or less per year is \$100. Payment of the fee must accompany the application for the certificate.

See title page for effective date.

CHAPTER 21

S.P. 76 - L.D. 296

An Act to Specify the Permissible Hours for Sale of Liquor By Wholesale Licensees

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

Sec. 1. 28-A MRSA §4, sub-§1, as amended by PL 1995, c. 159, §1, is further amended to read:

1. Hours for sale of liquor. Except as provided in paragraphs A ~~and B~~ to D, licensees may sell or deliver liquor from 6 a.m. on any day until 1 a.m. of the following day.

A. Licensees may not sell liquor on Sunday between the hours of 6 a.m. and 9 a.m.

B. Licensees may sell liquor on January 1st of any year from 12 midnight to 2 a.m.

(1) In areas in which liquor may be sold except on Sundays, if January 1st falls on a Monday, licensees may sell or deliver liquor between 9 p.m. Sunday, December 31st and 2 a.m. January 1st, notwithstanding any local option decisions to the contrary.

D. Wholesale licensees may sell or deliver liquor to licensed establishments from 4 a.m. on any day until 1 a.m. the following day.

See title page for effective date.

CHAPTER 22

S.P. 160 - L.D. 504

An Act to Establish the State's Recycling and Waste Reduction Goals

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

Sec. 1. 38 MRSA §1309, as amended by PL 1989, c. 585, Pt. E, §19, is further amended to read:

§1309. Interstate cooperation

The Legislature encourages cooperative activities by the department and the agency office with other states for the improved management of hazardous and solid waste; for improved, and as far as is practicable, uniform state laws relating to the management of hazardous and solid waste; and compacts between this and other states for the improved management of hazardous and solid waste.

Sec. 2. 38 MRSA §2132, sub-§1, as amended by PL 1995, c. 465, Pt. A, §41 and affected by Pt. C, §2, is further amended to read:

1. State recycling goal. It is the ~~policy~~ goal of the State to recycle or compost, by January 1, ~~1998~~ 2003, 50% of the municipal solid waste tonnage generated each year within the State.

Sec. 3. 38 MRSA §2132, sub-§1-A is enacted to read:

1-A. State waste reduction goal. It is the goal of the State to reduce the annual generation of municipal solid waste tonnage by 5% by January 1, 2003 and by an additional 5% every subsequent 2 years. This reduction in solid waste tonnage, after January 1, 2003, is a biennial goal. The baseline for calculating this reduction is the 1999 solid waste generation data gathered by the office.

See title page for effective date.

CHAPTER 23

S.P. 67 - L.D. 263

An Act to Authorize the Maine Land Use Regulation Commission to Receive Real Estate Transfer Tax Forms for Municipalities in its Jurisdiction

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

Sec. 1. 36 MRSA §191, sub-§2, ¶F, as amended by PL 1993, c. 395, §7 and PL 1997, c. 526, §14, is further amended to read:

F. The transmission of information among employees of the Bureau of Revenue Services for the purposes of enforcing the tax laws of this State and the delivery by a register of deeds to the State Tax Assessor or delivery by the State Tax Assessor to the appropriate municipal assessor or to the Maine Land Use Regulation Commission of "declarations of value" in accordance with section 4641-D. The State Tax Assessor may require entities requesting information pursuant to this paragraph other than municipal assessors to provide resources sufficient to cover the cost of providing the forms;

See title page for effective date.

CHAPTER 24

S.P. 118 - L.D. 394

An Act to Facilitate State Park Campsite Reservations through the Internet

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

Sec. 1. 12 MRSA §1827, sub-§2, as enacted by PL 1997, c. 678, §13, is amended to read: