

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

by the holder of a small brewery license whose brewery has produced malt liquor in an amount that exceeds 50,000 gallons in one year, may renew that holder's small brewery license for only one additional year.

See title page for effective date.

CHAPTER 237

H.P. 1020 - L.D. 1369

An Act to Amend the Laws Regarding Investigations by the Commission on Governmental Ethics and Election Practices

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

Sec. 1. 21-A MRSA §1003, sub-§2-A is enacted to read:

2-A. Confidentiality. The commission shall keep confidential a request for an investigation pursuant to subsection 2 that is filed within 10 business days immediately preceding the election. That request and any information it has relating to that request are confidential until the investigation is complete and the commission has made a final determination on the request.

See title page for effective date.

CHAPTER 238

H.P. 724 - L.D. 944

An Act to Provide Equity in the Payment of Excise Tax on Leased Special Mobile Equipment

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

Sec. 1. 36 MRSA §1482, sub-§7 is enacted to read:

7. Special mobile equipment; local option. A municipality may by ordinance refund a portion of the excise tax paid on leased special mobile equipment, as defined by Title 29-A, section 101, subsection 70, if the person who paid the excise tax provides evidence that the registration has been voluntarily surrendered and cancelled under Title 29-A, section 410. The amount of the refund must be the percentage of the excise tax paid that is equal to the percentage repre-

sented by the number of full months remaining in the year of the cancelled registration.

See title page for effective date.

CHAPTER 239

H.P. 1187 - L.D. 1610

An Act to Clarify the Legal Status of Employees of the Governor Baxter School for the Deaf

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

Whereas, this proposal clarifies the status, rights and benefits of employees of the Governor Baxter School for the Deaf; 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. 5 MRSA §285, sub-§1, ¶A-1 is enacted to read:

A-1. Any employee of the Governor Baxter School for the Deaf, unless a different health program is established by collective bargaining agreement or otherwise consistent with applicable law;

Sec. 2. 5 MRSA §17001, sub-§40, as amended by PL 1999, c. 152, Pt. E, §3, is further amended to read:

40. State employee. "State employee" means any regular classified or unclassified officer or employee in a department, any employee of the Maine Technical College System, except those who make the election provided under Title 20-A, section 12722, any employee of the Governor Baxter School for the Deaf, except as provided in Title 20-A, section 7407, subsection 3-A, any employee of the Northern New England Passenger Rail Authority and any employee transferred from the Division of Higher Education Services to the Finance Authority of Maine who elects to be treated as a state employee, but does not include:

A. A judge, as defined in Title 4, section 1201 or 1301, who is now or later may be entitled to retirement benefits under Title 4, chapter 27 or 29;