

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

SECOND REGULAR SESSION
January 2, 2002 to April 25, 2002

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 25, 2002

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
2002

Other Special Revenue Funds	2001-02	2002-03
All Other	\$500	\$500
PUBLIC UTILITIES COMMISSION		
DEPARTMENT TOTALS	2001-02	2002-03
OTHER SPECIAL REVENUE FUNDS	\$1,300,500	\$1,300,500
DEPARTMENT TOTAL - ALL FUNDS	\$1,300,500	\$1,300,500
SECTION TOTALS	2001-02	2002-03
OTHER SPECIAL REVENUE FUNDS	\$1,268,586	\$1,149,798
SECTION TOTAL - ALL FUNDS	\$1,268,586	\$1,149,798

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

Effective April 5, 2002.

CHAPTER 625

H.P. 1498 - L.D. 2001

An Act to Amend the Law Regarding Severance Pay

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

Sec. 1. 26 MRSA §625-B, sub-§8 is enacted to read:

8. Rules. The Department of Labor shall adopt rules to implement this section. Rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter II-A. Initial rules must be provisionally adopted and submitted to the Legislature not later than January 15, 2003.

See title page for effective date.

CHAPTER 626

S.P. 723 - L.D. 1964

An Act to Amend Certain Laws Administered by the Department of Environmental Protection

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

Whereas, the ability of agents for the Department of Inland Fisheries and Wildlife to retain \$1 for

each lake and river protection sticker was inadvertently repealed during the First Regular Session of the 120th Legislature; and

Whereas, in order to correct this error, it is necessary that this Act take effect 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. 12 MRSA §7794-B, first ¶, as enacted by PL 2001, c. 434, Pt. A, §3, is amended to read:

Beginning on January 1, 2002, and by January 1st of each subsequent year, the commissioner shall provide each agent authorized to register watercraft or issue licenses with a sufficient quantity of lake and river protection stickers for that boating season. The sticker must be in 2 parts so that one part of the sticker can be affixed to each side of the bow of a motorboat or personal watercraft. The fee for a sticker is \$20 for a motorboat or personal watercraft not registered in the State and \$10 for a motorboat or personal watercraft registered in the State. Each agent shall retain \$1 for each sticker sold by that agent for which a fee is required. A motorboat or a personal watercraft owned by the federal government, a state government or a municipality is exempt from the fee established in this section.

Sec. 2. 12 MRSA §9321, sub-§1, ¶I, as amended by PL 1997, c. 672, §2, is further amended to read:

I. In issuing a permit under section 9325, subsection 1, paragraph E, any prior convictions for violating that paragraph or section 9324, subsection 7-A; and

Sec. 3. 12 MRSA §9324, sub-§7, as amended by PL 2001, c. 277, §1, is repealed.

Sec. 4. 12 MRSA §9324, sub-§7-A is enacted to read:

7-A. Solid waste. Except as provided in this subsection, the out-of-door burning of plastic, rubber, styrofoam, metals, food wastes, chemicals, treated wood or other solid wastes is prohibited in all areas of the State. For the purposes of this subsection, the term "lumber" means material that is entirely made of wood and is free from metal, plastics, coatings and chemical treatments and the term "wood wastes" means brush,