

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTIETH LEGISLATURE**

**FIRST SPECIAL SESSION**  
**November 13, 2002 to November 14, 2002**

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 4, 2002 to June 14, 2003**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**FEBRUARY 13, 2003**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 13, 2003**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2003**

**Sec. 10. 22 MRSA §2629**, as amended by PL 1995, c. 442, §7, is further amended to read:

**§2629. Fees**

The ~~application examination~~ fees, licensure fees, biennial renewal fees and reinstatement fees must be established by the Board of Licensure of Water Treatment Plant System Operators by rule ~~and must be based upon different classifications of water treatment systems and the levels of competence to operate various water systems.~~ The application fee examination and licensure fees may not exceed \$35 ~~\$70~~, and the biennial renewal fee and the reinstatement fee may not exceed \$30 ~~\$60~~. Revenues derived from applicants failing the examination must be retained.

**Sec. 11. 22 MRSA §2630**, as amended by PL 1999, c. 688, §7, is further amended to read:

**§2630. Licensure**

If a ~~supplier of water~~ public water system loses its licensed operator, it shall secure a new licensed operator or enter into a contractual agreement with a licensed operator of proper classification until a new operator has been employed for ~~the supplier of water that public water system.~~

**Sec. 12. Transition provision.**

1. The Board of Licensure of Water System Operators is the successor in every way to the power, duties and functions of the former Board of Licensure of Water Treatment Plant Operators.

2. All existing rules, regulations and procedures in effect, in operation or promulgated in or by the Board of Licensure of Water Treatment Plant Operators or any of its administrative units or officers are hereby declared in effect and continue in effect until rescinded, revised or amended by the proper authority.

3. All existing contracts, agreements and compacts currently in effect in the Board of Licensure of Water Treatment Plant Operators continue in effect.

4. Any positions authorized and allocated subject to the personnel laws to the former Board of Licensure of Water Treatment Plant Operators are transferred to the Board of Licensure of Water System Operators and may continue to be authorized.

5. All records, property and equipment previously belonging to or allocated for the use of the former Board of Licensure of Water Treatment Plant Operators become, on the effective date of this Act, part of the property of the Board of Licensure of Water System Operators.

6. All existing forms, licenses, letterheads and similar items bearing the name of or referring to the

Board of Licensure of Water Treatment Plant Operators may be utilized by the Board of Licensure of Water System Operators until existing supplies of those items are exhausted.

7. That person appointed to the Board of Licensure of Water System Operators who represents a very small water system shall serve the balance of the term of the former member who represented consumers of public water systems. Thereafter, the term of the representative of a very small water system is subject to the Maine Revised Statutes, Title 22, section 2624-A, subsection 2.

See title page for effective date.

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**CHAPTER 34**

**S.P. 339 - L.D. 995**

**An Act To Exempt a Person Who Performs Work on Certain Vessels from the Laws Governing Professional Engineers**

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

**Sec. 1. 32 MRSA §1255, sub-§7** is enacted to read:

**7. Person who performs work on certain vessels.** A person who performs work only on vessels under 200 feet long.

See title page for effective date.

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**CHAPTER 35**

**H.P. 9 - L.D. 2**

**An Act to Extend the Time to Pay a Premium to the Insured**

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

**Sec. 1. 24-A MRSA §1449**, as enacted by PL 1997, c. 457, §23 and affected by §55, is repealed and the following enacted in its place:

**§1449. Reporting and accounting for premiums**

All premiums and return premiums received by an insurance producer are trust funds received by the licensee in a fiduciary capacity in accordance with this section.

**1. Return premiums; accounting and payment to an insured.** The licensee shall account for