

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 1, 2004 to March 30, 2005**

**FIRST SPECIAL SESSION**  
**April 4, 2005 to June 18, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 29, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 17, 2005**

**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**  
**2005**

one-bedroom level for 2 persons, the 2-bedroom level for 3 persons, the 3-bedroom level for 4 persons and the 4-bedroom level for 5 persons. For each additional person, the aggregate maximum level increases by \$75. For the purposes of this subsection, municipalities with populations greater than 10,000 are deemed Standard Metropolitan Statistical Areas in those counties for which there are 2 fair market rent values and the aggregate maximum level of assistance for all Standard Metropolitan Statistical Areas is the average of the fair market rental values for the Standard Metropolitan Statistical Areas and areas that are not Standard Metropolitan Statistical Areas for each county in which there are 2 fair market rental values.

Beginning October 2005 and annually thereafter, the aggregate maximum level of assistance must be established at the greater of 110% of the fair market rents as determined in this subsection and the amount achieved by annually increasing the most recent aggregate maximum level of assistance by the percentage increase in the federal poverty level of the current year over the federal poverty level of the prior year.

For the purposes of this subsection, "federal poverty level" means that measure defined by the federal Department of Health and Human Services and updated annually in the Federal Register under authority of 42 United States Code, Section 9902(2).

See title page for effective date.

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## CHAPTER 232

S.P. 318 - L.D. 943

### **An Act To Amend the Laws Governing the Department of Labor's Construction Industry Wage and Hour Survey**

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

**Sec. 1. 26 MRSA §1308, sub-§1-B** is enacted to read:

**1-B. Additional trades.** Any party affected by this chapter that believes that there are more than 10 workers employed in the State in a laborer, worker or mechanic trade or occupation for which no wage and benefit rates were set based on the previous survey may petition the director for inclusion of that trade or occupation in a supplemental survey. The director shall determine if the proposed trade or occupation is a definable trade or occupation, is one that has been or will be used in construction of public works covered by this chapter and is underrepresented in the survey process. If the director confirms these conditions,

notwithstanding any other provision of this chapter, the director may institute supplemental survey processes to establish wage and benefit rates for the trade or occupation. These supplemental survey processes must be conducted in coordination with the regular survey and designed to minimize the burden on any employer required to respond.

See title page for effective date.

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## CHAPTER 233

S.P. 429 - L.D. 1250

### **An Act Regarding Shellfish Harvesting**

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

**Sec. 1. 12 MRSA §6601, sub-§5,** as amended by PL 2003, c. 20, Pt. WW, §11, is further amended to read:

**5. Fee.** The Except as provided in subsection 5-A, the fee for a shellfish license is \$115.

**Sec. 2. 12 MRSA §6601, sub-§5-A** is enacted to read:

**5-A. Exception.** The fee for a shellfish license for applicants 70 years of age or older is \$57.50.

See title page for effective date.

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## CHAPTER 234

S.P. 554 - L.D. 1576

### **An Act To Amend the Motor Vehicle Laws Relating to the Assignment of Security Interests**

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

**Whereas,** current Maine law requires assignees of motor vehicle liens to file new title applications with the Secretary of State within 30 days after the assignment of the lien; and

**Whereas,** this statutory provision has had an unintended adverse effect on finance companies that purchase Maine motor vehicle contracts and, as a result, on the financing options that dealers can make available to consumers; and

**Whereas,** this legislation exempts assignees from filing new title applications as long as the