

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

FIRST REGULAR SESSION
December 6, 2006 to June 21, 2007

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FIRST REGULAR SESSION
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TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2007

means identified in the plan. The plan must be in writing and available for inspection by the department.

Sec. 12. Agency study. The Department of Environmental Protection, the Department of Public Safety and the Office of the State Fire Marshal, referred to in this section as "the agencies," shall study methods for the regulation of individuals and companies that conduct blasting operations, including certification and requirements for best management practices. The agencies shall submit a report, including recommendations and any legislation necessary to implement the recommendations, to the Joint Standing Committee on Natural Resources by January 15, 2008. The Joint Standing Committee on Natural Resources may submit legislation related to the report to the Second Regular Session of the 123rd Legislature.

See title page for effective date.

CHAPTER 298

H.P. 215 - L.D. 259

**An Act To Clarify the
Composition of the Advisory
Council on Tax-deferred
Arrangements**

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

Sec. 1. 5 MRSA §884, first ¶, as amended by PL 2001, c. 503, §1, is further amended to read:

The Advisory Council on Tax-deferred Arrangements, established by section 12004-I, subsection 25, shall meet at least once a year, review the operations of the arrangements program and advise the Department of Administrative and Financial Services on matters of policy relating to the activities under the arrangements program. Members of the advisory council are entitled to compensation as provided in chapter 379. All appointed ~~or elected~~ members serve at the pleasure of ~~their~~ the appointing ~~or electing~~ ~~authorities~~ authority. The advisory council consists of ~~10~~ 12 members as follows.

Sec. 2. 5 MRSA §884, sub-§3, as amended by PL 2001, c. 503, §2, is further amended to read:

3. Employee representatives. The employee representatives of the advisory council are ~~7 classified state~~ 9 employees appointed by the Governor as follows:

~~A. Five employees recommended to the Governor by the Maine State Employees Association, one from each bargaining unit;~~

~~B. One employee recommended to the Governor by the American Federation of State and Municipal Employees; and~~

~~C. One employee recommended to the Governor by the Maine State Troopers Association.~~

D. Seven classified state employees, one from each bargaining unit recognized pursuant to Title 26, chapter 9-B in the executive branch, recommended to the Governor by the employee organizations certified to represent the units;

E. One employee from the largest bargaining unit recognized pursuant to Title 26, chapter 9-B in the legislative branch, recommended to the Governor by the employee organization certified to represent the unit; and

F. One employee from the largest bargaining unit recognized pursuant to Title 26, chapter 14 in the judicial branch, recommended to the Governor by the employee organization certified to represent the unit.

Employee representatives are appointed for terms of 3 years, ~~except that of the first appointments, one must be for one year, one for 2 years and one for 3 years.~~

Sec. 3. Terms. Notwithstanding the Maine Revised Statutes, Title 5, section 884, subsection 3, current employee representatives of the Advisory Council on Tax-deferred Arrangements shall continue serving for the remainder of the terms of their appointments, and additional employee representatives appointed pursuant to Title 5, section 884, subsection 3, paragraphs E and F shall serve terms of 3 years.

See title page for effective date.

CHAPTER 299

H.P. 1225 - L.D. 1759

**An Act To Preserve the
Recycling Value of Beverage
Containers**

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

Sec. 1. 32 MRSA §1862, sub-§12-E, as enacted by PL 2003, c. 499, §3, is amended to read:

12-E. Reverse vending machine. "Reverse vending machine" means an automated device that uses a laser scanner and microprocessor to accurately recognize the universal product code on containers and to accumulate information regarding containers redeemed, enabling the reverse vending machine to accept containers from redeemers and to issue script for the containers' refund value. "Reverse vending ma-