

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

SECOND REGULAR SESSION
January 2, 2008 to March 31, 2008

FIRST SPECIAL SESSION
April 1, 2008 to April 18, 2008

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 2008

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 18, 2008

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

Penmor Lithographers
Lewiston, Maine
2008

OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
All Other	\$0	\$60,000
	\$0	\$60,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$60,000

See title page for effective date.

CHAPTER 217

H.P. 1410 - L.D. 2026

**Resolve, To Reimburse School
Administrative District No. 11
for the State Share of
Retirement Contributions Paid
in Error**

Sec. 1. Reimbursement to School Administrative District No. 11 for retirement contributions paid in error. Resolved: That, notwithstanding any other provision of law, the Governor must include in the biennial budget bill for the 2010-2011 biennial budget funding in the amount of \$90,788 for the reimbursement to School Administrative District No. 11 for the State's share of retirement contributions paid by the school district in error to be offset by a reduction in the fiscal year 2009-10 appropriation for teacher retirement.

See title page for effective date.

CHAPTER 218

H.P. 1588 - L.D. 2222

**Resolve, To Assist Maine's
Forest Products Industry**

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

Whereas, Maine is dependent on its natural resources-based economy; and

Whereas, the price of diesel fuel in Maine is at an all-time high and is devastating the Maine economy, especially with regard to the forestry and logging industry; and

Whereas, Governor John E. Baldacci has already issued a Declaration of Civil Emergency regarding the high price of diesel fuel and its impact on the State's forestry and logging industry; 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

Sec. 1. Accelerated BETR program tax reimbursement for forestry and logging industry. Resolved: That, notwithstanding the requirement of the Maine Revised Statutes, Title 36, section 6652, subsection 1 and section 6654 that a claim for reimbursement be filed on or after August 1st and on or before December 31st, a person or a successor in interest of a person that is engaged in the forestry and logging industry against whom taxes have been assessed pursuant to Title 36, Part 2, except for chapters 111 and 112, with respect to eligible property is entitled to reimbursement pursuant to Title 36, section 6652, whether the taxes were paid by the person that was assessed or by the successor, as long as the person or successor, respectively, is the owner of the property in question as of the date a claim for reimbursement is filed for claims filed on or after February 1, 2008 and on or before July 31, 2008 for tax paid during calendar year 2007 that may be filed pursuant to Title 36, section 6654. For purposes of this section, "eligible property" has the same meaning as in Title 36, section 6651, subsection 1; and "a person that is engaged in the forestry and logging industry" means that a person's business code, pursuant to the North American Industry Classification System, is 113110, 113210 or 113310.

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

Effective April 23, 2008.

CHAPTER 219

H.P. 756 - L.D. 1038

**Resolve, Directing the
Department of Professional
and Financial Regulation To
Study the Issue of Residential
Contractor Licensing**

Sec. 1. Study. Resolved: That the Department of Professional and Financial Regulation shall study the issue of residential contractor licensing. The department shall include in its study a review of the various building and energy codes in existence throughout the State. The department shall report its recommendations for residential contractor licensing to the joint standing committee of the Legislature having jurisdiction over business, research and economic