

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2010 to April 12, 2010

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 12, 2010

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

Augusta, Maine
2010

OTHER SPECIAL	\$0	\$500
REVENUE FUNDS		

See title page for effective date.

CHAPTER 638

H.P. 1154 - L.D. 1626

**An Act To Amend the
Unemployment Compensation
Laws Regarding Vacation Pay**

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

Sec. 1. 26 MRSA §1193, sub-§5, ¶A, as repealed and replaced by PL 1985, c. 506, Pt. A, §51, is amended to read:

A. Dismissal wages, wages in lieu of notice, terminal pay, ~~vacation pay~~ or holiday pay; or

Sec. 2. Requests for transfers for costs incurred. Notwithstanding any other provision of law to the contrary, executive branch departments and agencies may request transfers from the Salary Plan program for the additional General Fund and Highway Fund costs incurred as a result of the additional unemployment benefits authorized by this Act.

See title page for effective date.

CHAPTER 639

H.P. 1170 - L.D. 1642

An Act Relating to Road Noise

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

Sec. 1. 29-A MRSA §1912, sub-§1, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

1. Muffler required. A person may not operate a motor vehicle unless that vehicle is equipped with an adequate muffler properly maintained to prevent excessive or unusual noise. For purposes of this subsection, "excessive or unusual noise" includes motor noise emitted by a motor vehicle that is noticeably louder than similar vehicles in the environment.

Sec. 2. 29-A MRSA §1912, sub-§3, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

3. Amplification prohibited. A person may not operate a motor vehicle with an exhaust system that has been modified ~~to amplify~~ when the result of that

modification is the amplification or increase ~~the~~ of noise emitted by the motor above that emitted by the muffler originally installed on the vehicle.

Sec. 3. Working group; excessive highway traffic noise. The Department of Public Safety, Bureau of State Police shall convene a working group to study issues relating to highway traffic noise, including, but not limited to, unwarranted noise created when an exhaust system is not properly installed or maintained or is altered. The working group must include representatives from municipal and county law enforcement, a commercial motor carrier association, the Department of Transportation, the Maine Turnpike Authority and a neighborhood or neighborhood association affected by highway noise. The working group shall submit a report, including findings and recommendations, to the joint standing committee of the Legislature having jurisdiction over transportation matters no later than January 15, 2011.

See title page for effective date.

CHAPTER 640

H.P. 1103 - L.D. 1566

**An Act Relating to the
Membership of the Workers'
Compensation Board**

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

Sec. 1. 39-A MRSA §151, sub-§1, as amended by PL 2003, c. 608, §5, is further amended to read:

1. Board established. Pursuant to Title 5, section 12004-G, subsection 35, the Workers' Compensation Board is established as an independent board composed of 7 members. The members of the board, including the executive director, must be appointed by the Governor within 30 days after a new board member is authorized or a vacancy occurs, subject to review by the joint standing committee of the Legislature having jurisdiction over labor matters and confirmation by the Legislature. Notwithstanding the provisions of Title 3, section 157, the designated committee shall complete its review of the appointments of the Governor within 15 days of the Governor's written notice of appointment and the vote of the Legislature must be taken no later than 7 days after the vote of the designated committee.

The board consists of 3 representatives of management, 3 representatives of labor and the executive director appointed pursuant to subsection 1-A. All management representatives must be appointed from a list provided by the Maine Chamber of Commerce and Industry or other bona fide organization or association