

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 2010 to June 29, 2011

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 28, 2011

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

Augusta, Maine
2011

include an assessment of the adequacy of the Underground Oil Storage Replacement Fund and the Waste Oil Clean-up Fund to cover anticipated expenses and any recommendations for statutory change. To carry out its responsibility under this section, the board may order an independent audit of disbursements from the Groundwater Oil Clean-up Fund, and the Underground Oil Storage Replacement Fund ~~and the Waste Oil Clean-up Fund.~~

Sec. 25. Final use of funds in Waste Oil Clean-up Fund by the authority. Within 30 days of the effective date of this Act, the Finance Authority of Maine shall ascertain the balance in the Waste Oil Clean-up Fund established in the Maine Revised Statutes, Title 10, section 1023-L. After ascertaining that amount, the authority shall disburse that amount to eligible persons at the waste motor oil disposal site in Plymouth, as defined in Title 10, section 963-A, subsection 51-E, paragraph A, in accordance with the certificate of determination pursuant to Title 10, section 1020-A, subsection 4. The authority shall disburse that amount to those eligible persons on a pro rata basis.

Sec. 26. Elimination of loan balances. Notwithstanding any provision of law to the contrary, the Finance Authority of Maine, within 30 days of the effective date of this Act, shall ascertain the outstanding loan balance of each borrower under the Plymouth Waste Oil Loan Program under the Maine Revised Statutes, Title 10, section 1023-M. Each outstanding loan balance must be treated as if the loan funds were a grant to the borrower from the Finance Authority of Maine and the borrower has no further obligation to the Finance Authority of Maine related to the loan balance nor does the Finance Authority of Maine have any further obligation under the Plymouth Waste Oil Loan Program except to release and discharge any corresponding loan collateral.

Sec. 27. Effective date. Those sections of this Act that amend the Maine Revised Statutes, Title 10, section 1020, subsection 1 and repeal and replace Title 10, section 1020, subsection 6-A take effect July 1, 2011. Those sections of this Act that amend Title 10, section 1020-A, subsection 2 and Title 38, section 568-B, subsection 2, paragraph E and repeal Title 10, section 963-A, subsection 47-B, paragraph C and sections 1023-L and 1023-M take effect December 31, 2012.

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

Effective June 3, 2011, unless otherwise indicated.

CHAPTER 212
H.P. 792 - L.D. 1057

**An Act To Increase the
Transparency of the
Unemployment Compensation
Fund**

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

Sec. 1. 26 MRSA §1082, sub-§3, as amended by PL 1983, c. 115, §1, is further amended to read:

3. Publication. The Commissioner of Labor shall cause to be printed for distribution to the public the text of this chapter, the commission's regulations, ~~his~~ the commissioner's annual reports to the Governor and any other material the commissioner or the commission ~~deems~~ considers relevant and suitable, and shall furnish the same to any person upon application ~~there-
for.~~

The commissioner shall cause to be printed a comprehensive set of Department of Labor internal rules, policies, regulations, memoranda, instructions and other forms used in determining eligibility, payment of benefits and similar issues. The compilation ~~shall~~ must be indexed conveniently to facilitate its use by the public, ~~available in each local office where unem-
ployment claims are filed~~ and easily accessible to ~~any
member~~ of the public.

The commissioner shall annually publish data on the content and usage of the fund for not less than the preceding 10 years, including financing, benefit costs, experience rating and contribution rates as applicable. Legislative changes enacted after December 31, 2010 that have an impact on the content or usage of the fund must be disclosed separately for not less than the 5 years after enactment of the change.

Sec. 2. 26 MRSA §1190, sub-§2, ¶¶A and B, as enacted by PL 1999, c. 740, §1, are amended to read:

A. ~~Total Projected annual change in cost to the unemployment compensation trust fund for the ensuing 5 years;~~

B. ~~Future Projected impact on the planned yield adjustment and the experience rating records of employers, sorted by size and industry, and on employer's experience classifications, as described in section 1221, subsection 4-A, for the ensuing 5 years;~~

See title page for effective date.