

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 3, 2014 to July 16, 2015**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**OCTOBER 15, 2015**

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

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**Augusta, Maine**  
**2015**

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

**Sec. 1. 1 MRSA §814, sub-§2, ¶A**, as enacted by PL 1991, c. 824, Pt. A, §1, is amended to read:

A. The west side of the Kennebec River as follows: Beginning at the intersection of the ~~easterly~~ westerly line of ~~Florence~~ Sewall Street with the northerly line of Capitol Street; thence ~~easterly~~ westerly along said northerly line of Capitol Street to a point of ~~150 feet westerly of opposite~~ the intersection of the westerly line of Federal Street ~~projected northerly across said Capitol Street and said northerly~~ the southerly line of Capitol Street; thence ~~southerly~~ continuing westerly along the northerly line of said Capitol Street 150 feet to a point; thence southerly across Capitol Street and continuing southerly parallel to said westerly line of Federal Street about 800 feet to Kennedy Brook; thence following the thread of the stream generally easterly to its intersection with the northerly property line of the land of the State of Maine, being part of the Motor Vehicles premises; thence westerly about 60 feet along said property line; thence southerly along said property line about 155 feet; thence easterly along said property line about 140 feet; thence southerly along said property line about 120 feet to the northerly line of Manley Street; thence diagonally and southwesterly across Manley Street to its intersection with the northwesterly corner of other land of the State of Maine; thence southerly along said property line extended to the northerly line of Glenwood Street; thence along said Glenwood Street easterly to the westerly line of State Street; thence northerly along said State Street about 150 feet to a point opposite the northerly line of Britt Street; thence across State Street and along the northerly line of said Britt Street easterly to its intersection with property of Augusta Sanitary District; thence northerly and easterly as said property line may run to its intersection with the Kennebec River; thence along said river northerly as the same may run to its intersection with the southerly line of Highway Route 201; thence southwestwardly along said highway line, as the same may run, to the easterly line of State Street at its intersection with Memorial Traffic Circle; thence across State Street in a northwesterly direction to the south-easterly line of Grove Street at its intersection with Memorial Traffic Circle; thence southwestwardly along said Grove Street to the northerly line of Higgins Street; thence across Grove Street; thence southerly along Grove Street to its intersection with the northerly line of Wade Street; thence westerly about 400 feet in a straight line along Wade Street and its northerly line extended to the westerly line of Sewall Street; thence

southerly along Sewall Street to the ~~northerly line of Wade Street where it intersects the westerly line of Sewall Street; thence westerly along the northerly line of Wade Street and thence continuing in a straight line westerly and parallel to Capitol Street to the easterly line of Florence Street; thence southerly along Florence Street to the point of beginning; and~~

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

Effective June 12, 2015.

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**CHAPTER 169**

**S.P. 523 - L.D. 1405**

**An Act To Amend the  
Licensing Laws of the Maine  
Fuel Board**

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

**Sec. 1. 32 MRSA §18101, sub-§§6, 7 and 10**, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, are amended to read:

**6. Equipment installations.** "Equipment installations" means the installation, alteration or repair of oil, solid fuel, propane or natural gas burning equipment and chimneys, or pellet-fired central heating appliances, including accessory equipment as relating only to the safety of the installation. Associated electrical equipment must be wired in compliance with the rules of the Electricians' Examining Board established in Title 5, section 12004-A, subsection 13.

**7. Natural gas.** "Natural gas" means hydrocarbon fuel in a gaseous state with a composition of predominantly CH<sub>4</sub>, ~~delivered by pipeline to the property of the consumer.~~

**10. Self-service dispensing station.** "Self-service dispensing station" means a licensed facility where propane or natural gas is dispensed into permanently mounted fuel containers on vehicles ~~and is operated by the general public at a dispensing station.~~

**Sec. 2. 32 MRSA §18102, first ¶**, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, is amended to read:

A person who installs or services ~~oil~~, solid fuel burning equipment, including pellet-fired central heating appliances, or oil, propane or natural gas burning equipment and a facility where propane or natural gas is dispensed must be licensed under this chapter, except as provided under section 18104.

**Sec. 3. 32 MRSA §18123, sub-§3**, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, is repealed.

**Sec. 4. 32 MRSA §18132**, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, is amended to read:

**§18132. Master oil burner technician or solid fuel technician**

**1. Scope of license.** ~~A The permitted activities for a person licensed as a master oil and burner technician or master solid fuel burning technician may install, clean, service, alter or repair oil and solid fuel burning equipment and must hold one or more of the following authorities: number one and number 2 oils up to 15 gallons per hour; number one and number 2 oils over 15 gallons per hour; number 4, number 5 and number 6 oils; number one to number 6 oils; and solid fuel are as follows.~~

A. A master oil burner technician may install, clean, service, alter or repair oil burning equipment and must hold one or more of the following authorities: number one and number 2 oils up to 15 gallons per hour; number one and number 2 oils over 15 gallons per hour; number 4, number 5 and number 6 oils; number one to number 6 oils; and pellet-fired central heating appliances.

B. A master solid fuel technician may install, clean, service, alter or repair solid fuel burning equipment.

**2. Professional qualifications.** Each applicant for a master oil ~~and burner~~ or solid fuel ~~burning~~ license must ~~pass an examination approved by the board and~~ meet the following qualifications:

~~A. The applicant must demonstrate 4 years of licensed practical experience as an apprentice oil and burner technician or solid fuel burning technician and or a journeyman oil and burner technician or solid fuel burning technician and evidence that the licensed practical experience for at least 2 of those 4 years was as a licensed journeyman oil and burner technician or solid fuel burning technician or other requirements the board may establish. Courses approved by the board that apply to a journeyman license cannot be applied toward the requirements for a master license; and.~~

~~B. The applicant must pass an examination approved by the board.~~

An out-of-state applicant must present satisfactory evidence to the board of experience in installing, cleaning, servicing, altering and repairing oil ~~and or~~ solid fuel burning equipment.

**Sec. 5. 32 MRSA §18133**, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, is amended to read:

**§18133. Journeyman oil burner technician or solid fuel technician**

**1. Scope of license.** ~~A The permitted activities for a person licensed as a journeyman oil and burner technician or journeyman solid fuel burning technician may install, clean, service, alter or repair oil and solid fuel burning equipment and must hold one or more of the following authorities: number one and number 2 oils up to 15 gallons per hour; number one and number 2 oils over 15 gallons per hour; number 4, number 5 and number 6 oils; number one to number 6 oils; and solid fuel. A journeyman oil and solid fuel burning technician may install oil and solid fuel burning equipment under the indirect supervision of a master oil and solid fuel burning technician who has the same authority or higher and must at all times be under the indirect supervision of, or in the employ of, a master oil and solid fuel burning technician are as follows.~~

A. A journeyman oil burner technician, under the indirect supervision of, or in the employ of, a master oil burner technician may install, clean, service, alter or repair oil burning equipment and must hold one or more of the following authorities: number one and number 2 oils up to 15 gallons per hour; number one and number 2 oils over 15 gallons per hour; number 4, number 5 and number 6 oils; number one to number 6 oils; and pellet-fired central heating appliances. The supervising or employing master oil burner technician must hold at least the same authority as the journeyman oil burner technician.

B. A journeyman solid fuel technician, under the indirect supervision of, or in the employ of, a master solid fuel technician, may install, clean, service, alter or repair solid fuel burning equipment.

**2. Professional qualifications.** Each applicant for a journeyman oil ~~and burner~~ or solid fuel ~~burning~~ license must pass an examination approved by the board and must meet one of the following qualifications:

~~A. One year of licensed practical experience as an apprentice oil and burner technician or solid fuel burning technician;~~

~~B. Six months of licensed practical experience as an apprentice oil and burner technician or solid fuel burning technician and completion of an oil burner or solid fuel technician course at a community college, career and technical education center or career and technical education region or a comparable institute in the State or another state consisting, at a minimum, of 160 hours of study, of which at least 75 hours are made up of laboratory work on oil burner burning equipment and related systems; or~~

C. Successful completion of a minimum one-year accredited heating course at a community college in this State consisting at a minimum of 320 hours of study, of which at least 150 hours are made up of laboratory work on oil ~~burner~~ or solid fuel burning equipment and related systems.

An out-of-state applicant must present satisfactory evidence to the board of experience in installing, cleaning, servicing, altering and repairing oil and solid fuel burning equipment.

**Sec. 6. 32 MRSA §18134, sub-§1**, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, is repealed.

**Sec. 7. 32 MRSA §18134, sub-§1-A** is enacted to read:

**1-A. Scope of license.** The permitted activities for a person licensed as an apprentice oil burner technician or apprentice solid fuel technician are as follows.

A. An apprentice oil burner technician may:

(1) Assist in making oil installations and repairing and servicing of oil burning equipment under the direct supervision of a master or journeyman oil burner technician who holds the same or higher authority. License authorities include: number one and number 2 oils up to 15 gallons per hour; number one and number 2 oils over 15 gallons per hour; number 4, number 5 and number 6 oils; number one to number 6 oils; and pellet-fired central heating appliances;

(2) Bleed an oil burner without direct supervision. If the oil burner fails to operate after bleeding, the apprentice shall refer the problem to a journeyman oil burner technician or master oil burner technician; and

(3) Clean oil burning equipment without direct supervision if the apprentice has either successfully completed at least 160 hours of training approved by the board or completed at least one year of supervised oil burner work experience.

B. An apprentice solid fuel technician may:

(1) Assist in making solid fuel installations and repairing and servicing of solid fuel burning equipment under the direct supervision of a master or journeyman solid fuel technician; and

(2) Clean solid fuel burning equipment without direct supervision if the apprentice has either successfully completed at least 160 hours of training approved by the board or completed at least one year of supervised solid fuel work experience.

**Sec. 8. Revision of licenses.** The Department of Professional and Financial Regulation shall review the licenses issued by the Maine Fuel Board pursuant to the Maine Revised Statutes, Title 32, sections 18132, 18133 and 18134 and submit legislation to the Second Regular Session of the 127th Legislature by January 15, 2016 that changes the name and scope of the licenses to reflect the changes made in this Act.

See title page for effective date.

## CHAPTER 170

### S.P. 544 - L.D. 1443

#### An Act To Merge the Maine Educational Loan Authority with the Finance Authority of Maine

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

**Sec. 1. 3 MRSA §959, sub-§1, ¶E**, as amended by PL 2013, c. 505, §1, is further amended to read:

E. The joint standing committee of the Legislature having jurisdiction over education and cultural affairs shall use the following list as a guideline for scheduling reviews:

- (2) Department of Education in 2021;
- (2-A) State Board of Education in 2021;
- (3) Maine Arts Commission in 2015;
- (5) Maine Historic Preservation Commission in 2015;
- (5-A) Notwithstanding section 952, Maine Historical Society in 2015;
- (6) Maine Library Commission in 2015;
- (6-A) Maine State Cultural Affairs Council in 2015;
- (6-B) Maine State Library in 2015;
- (6-C) Maine State Museum in 2015;
- (7) Maine State Museum Commission in 2015;
- (8) Office of State Historian in 2015;
- (9) Board of Trustees of the Maine Maritime Academy in 2017;
- (10) Board of Trustees of the University of Maine System in 2017;
- (12) Maine Community College System in 2017; and