

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

SECOND SPECIAL SESSION
June 19, 2018 to September 13, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 13, 2018

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2018 to June 20, 2019

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 2019

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

Augusta, Maine
2019

3. Display. "Display" means an entertainment feature where the public or a private group is admitted or permitted to view the display or discharge of fireworks, flame effects or special effects. "Display" includes a special effects display.

Sec. 2. 8 MRSA §227-A, sub-§1, as amended by PL 2003, c. 521, §1, is further amended to read:

1. Permits; requirements. A person may not conduct a display without a permit. The commissioner shall issue a permit to possess and conduct a fireworks or flame effects display to an applicant who:

A. Applies in writing to the commissioner for a permit at least 20 days in advance of the proposed display;

B. Applies on forms furnished by the department. An application for a permit must include:

(1) A certificate of public liability insurance in the amount of \$1,000,000 to cover loss, damage or injuries to persons or property that might result from the display; and

(2) A site plan for the proposed display depicting a diagram of the grounds or facilities at which or in which the display will be held. The diagram must show points of discharge, fallout areas, any buildings or other structures in proximity to the display site and the location of any audience that may be present. Distances of and distances between the points of discharge and any buildings or structures must be stated on the diagram; and

C. Submits with the application fees set out in subsection 3.

Sec. 3. 8 MRSA §227-A, sub-§3, as amended by PL 2003, c. 521, §2, is further amended to read:

3. Fees. The fee for a permit is \$30 per display and the fee for a site inspection is \$111. The fee for all ~~monitored inspected~~ indoor pyrotechnic and flame effects events that occur outside of normal business hours is \$100.

Sec. 4. 8 MRSA §227-A, sub-§§4 and 5, as enacted by PL 2003, c. 452, Pt. C, §6 and affected by Pt. X, §2, are amended to read:

4. Permits; violation. A person may not conduct a fireworks or flame effects display in violation of the permit issued under subsection 1.

5. Penalties. The following penalties apply.

A. A person who conducts a fireworks or flame effects display without a permit commits a Class D crime.

B. A person who conducts a fireworks or flame effects display in violation of a permit issued under subsection 1 commits a Class E crime.

Sec. 5. 8 MRSA §227-A, sub-§7, as enacted by PL 2003, c. 521, §3, is amended to read:

7. Indoor pyrotechnics and flame effects. All indoor pyrotechnic and flame effects events must be ~~monitored inspected~~ by the State Fire Marshal or the State Fire Marshal's designee.

See title page for effective date.

CHAPTER 250

H.P. 1124 - L.D. 1541

An Act To Establish "Ballad of the 20th Maine" as the Official State Ballad

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

Sec. 1. 1 MRSA §210-B is enacted to read:

§210-B. State ballad

The official ballad of the State is the ballad entitled "Ballad of the 20th Maine," as recorded and performed by the band The Ghost of Paul Revere and written by Griffin Sherry.

See title page for effective date.

CHAPTER 251

S.P. 494 - L.D. 1559

An Act To Require the Public Utilities Commission To Permit the Public Advocate To Access Certain Information Related to a Management Audit

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

Sec. 1. 35-A MRSA §113, sub-§5 is enacted to read:

5. Public Advocate; access to information. Throughout the course of a management audit performed pursuant to this section, the commission, upon request of the Public Advocate, shall:

A. Permit the Public Advocate to access information supplied by a public utility to the auditor and information supplied by the auditor to the commission; and

B. Provide the Public Advocate the opportunity to comment on information received under this subsection.