

MAINE STATE LEGISLATURE

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1 (EMERGENCY)

2 THIRD SPECIAL SESSION
3

4 ONE HUNDRED AND ELEVENTH LEGISLATURE
5

6 Legislative Document

No. 2489

7
8 S.P. 931

Senate of Maine, September 7, 1984

9 Reported by Senator Trafton of Androscoggin from the Committee on
10 Judiciary pursuant to Joint Order S.P. 925 and ordered printed under Joint
Rule 2.

11 JOY J. O'BRIEN, Secretary of the Senate

12
13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-FOUR
17

18 AN ACT to Make Corrections of Errors and
19 Inconsistencies in the Laws of Maine.
20

21 Emergency preamble. Whereas, Acts of the Legis-
22 lature do not become effective until 90 days after
23 adjournment unless enacted as emergencies; and

24 Whereas, Acts of this and previous Legislature
25 have resulted in certain technical errors and
26 inconsistencies in the laws of Maine; and

27 Whereas, it is vitally necessary that these un-
28 certainties and this confusion be resolved in order
29 to prevent any injustice or hardship to the citizens
30 of Maine; and

31 Whereas, in the judgment of the Legislature,
32 these facts create an emergency within the meaning of
33 the Constitution of Maine and require the following
34 legislation as immediately necessary for the preser-

1 229, is reallocated to be 35 MRSA §19.

2 Sec. 79. 35 MRSA §74, as enacted by PL 1983, c.
3 771, is amended to read:

4 §74. Rates to ensure universal telephone service

5 The Legislature declares and finds that the
6 50-year effort to bring affordable, universally
7 available telephone service to the public has serve
8 the State well; universal telephone service has con-
9 tributed to the state's economic, social and politi-
10 cal integration and development; the public benefits
11 from universal telephone service because each tele-
12 phone subscriber receives a more valuable service
13 when virtually anyone else in the State can be
14 called; significant rate ~~increase~~ increases may
15 threaten universal service by forcing some Maine peo-
16 ple to discontinue their telephone service. It is
17 the policy of the State that telephone service shall
18 continue to be universally available, especially to
19 the poor, at affordable rates.

20 Sec. 80. 35 MRSA c. 269, first 4 lines, are re-
21 pealed and the following enacted in their place:

22 PART 7-A

23 NUCLEAR POWER PLANTS

24 CHAPTER 269

25 NUCLEAR POWER GENERATING FACILITIES

26 SUBCHAPTER I

27 EMISSIONS REPORTING

28 Sec. 81. 35 MRSA c. 301, is amended by inserting
29 before §3366, the following:

30 SUBCHAPTER IV

31 SPENT FUEL AND HIGH LEVEL WASTE

32 Sec. 82. 36 MRSA §584, as amended by PL 1983, c.
33 812, §270, is repealed.

1 Section 68 is a substantive change, necessitated
2 by an oversight in the reapportionment of legislative
3 districts. This emergency amendment adds 2 unorga-
4 nized townships to House District Nubmer 132. These
5 townships were not allocated to any district in the
6 reapportionment.

7 Section 71 corrects a statutory cross reference.

8 Section 72 makes it clear as evidenced in other
9 portions of Maine law, that the Maine Committee on
10 Aging is independent of the Department of Human Ser-
11 vices.

12 Section 73 is a substantive change that is neces-
13 sitated by a drafting error and requires immediate
14 enactment. A house amendment to a bill concerning
15 the Hazardous Materials Control chapter inadvertently
16 repealed the penalty provision. This replaces that
17 provision.

18 Section 75 repeals and replaces a section amended
19 by 2 public laws. It retains the amendments made by
20 each public law.

21 Section 78 reallocates a section.

22 Section 79 corrects a typographical error.

23 Sections 80 and 81 correct misplacements of sub-
24 chapters within Title 35.

25 Section 83 repeals again for clarity a part of
26 the boat tax bill repealed in the bill's emergency
27 clause on March 1, 1984.

28 Section 84 corrects a typographical error.

29 Section 85 is a substantive but emergency change.
30 In the enactment of new provisions concerning the
31 forest fire suppression tax the issue of exemptions
32 where acreage is owned by more than one tenant was
33 not addressed. In order for the tax to be assessed,
34 as required, by October 15 this issue must be clar-
35 ified. This section makes it clear that joint tenants
36 or tenants in common shall be treated as one tenant
37 and entitled to one exemption.