

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 164, SUBSECTION 6.

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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PUBLIC LAWS  
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placed in an appropriate institution for the mentally ill or the mentally retarded, to be there detained and observed by the superintendent, or his delegate, and professional staff for a period of time not to exceed 60 days, for the purpose of ascertaining the mental condition of the ~~respondent~~ defendant. When further detention for observation is deemed no longer necessary, the commissioner shall report such fact to ~~any Justice of the Superior Court~~ the court. ~~Said justice~~ The court shall then order the person returned to the appropriate court for disposition; however, if the ~~justice court~~ ordering commitment for observation has provided for remand to the county jail following completion of the observation in the commitment order, the sheriff or any one or more of his deputies shall execute the remand order upon advice from the commissioner of completion of the observation. A report of the results of the observation shall be forwarded promptly to the court by the commissioner.

Sec. 3. 15 MRSA § 101, 3rd ¶ from the end, as enacted by PL 1967, c. 402, § 1, is amended to read:

Upon a determination that the defendant is competent to stand trial, proceedings with respect to the defendant shall be in accordance with the ~~Maine Rules of Criminal Procedure~~ rules of criminal procedure.

Effective October 24, 1977

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## CHAPTER 202

AN ACT Prohibiting the Sale of Certain Aerosol Sprays after January 1, 1979.

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

38 MRSA c. 16 is enacted to read:

### CHAPTER 16

#### SALE OF

#### CONSUMER PRODUCTS

#### AFFECTING THE ENVIRONMENT

##### § 1601. Aerosol spray

After January 1, 1979, no person shall sell or offer to sell in this State any aerosol spray which contains as a propellant trichloromonofluoromethane, difluorodichloromethane or any other saturated chlorofluorocarbon compound not containing hydrogen; provided that nothing in this Act shall prohibit the sale or use of any aerosol spray containing such a propellant if the product contains one or more drugs as defined by section 201 (g) (1) of the Federal Food, Drug and Cosmetic Act and which aerosol spray is to be used for a generally recognized medical purpose.

1. **Violation.** Violation of this section is a Class E crime.

Effective October 24, 1977

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## CHAPTER 203

**AN ACT Concerning the Definition of Full-time Local Law Enforcement Officer.**

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

25 MRSA § 2805, sub-§ 2, as last repealed and replaced by PL 1971, c. 592, § 13-A, is amended by adding at the end a new blocked paragraph to read:

The term "full-time local law enforcement officer" shall not apply to persons employed by counties whose full-time duties are that of corrections officers. The board of trustees of the Maine Criminal Justice Academy shall be responsible for the application of the terms in this section.

Effective October 24, 1977

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## CHAPTER 204

**AN ACT Relating to the Director of Finance of the Public Utilities Commission.**

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

Sec. 1. 2 MRSA § 6, sub-§ 5, as last amended by P & SL 1975, c. 147, § C, § 2, is further amended by adding at the end the following:

**Director of Finance of the Public Utilities Commission.**

Sec. 2. 2 MRSA § 6, sub-§ 6, as last amended by P & SL 1975, c. 147, § C, § 3, is further amended to read:

6. The salaries of the following state officials and employees to no more than \$18,000:

Director of Veterans Services;

Director of Civil Defense;

~~Examiner and Chief Accountant of the Public Utilities Commission;~~