

# 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  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
**FIRST REGULAR SESSION**

of the  
ONE HUNDRED AND EIGHTH LEGISLATURE

1977

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A. Issue subpoenas requiring persons to disclose or provide to the department any information or records in their possession, which are necessary and relevant to the investigation of a report of child abuse or neglect and which will aid the department in the performance of its duties in this area:

(1) The department may apply to the District Court to enforce a subpoena; and

(2) Any person who complies with such a subpoena shall be immune from civil or criminal liability that otherwise might result from such compliance. Compliance here means the act of turning over information or records to the department pursuant to a subpoena; and

B. Obtain criminal history record information which he deems relevant to a child abuse or neglect case. Such relevant criminal history record information may include information regarding a crime for which a person has been:

(1) Convicted;

(2) Arrested or charged by complaint, indictment or information, but without disposition within one year and where no active prosecution for the crime is pending; or

(3) Charged by complaint, indictment or information which subsequently has been dismissed under circumstances precluding the State from reinitiating the criminal charge.

Any information or records disclosed or provided to the department pursuant to this subsection shall be confidential, and shall be treated in accordance with section 3859.

Effective October 24, 1977

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## CHAPTER 512

### AN ACT Concerning the Operating Expenses of Public Utilities.

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

35 MRSA § 51-A is enacted to read:

#### § 51-A. Limitations on rates

The following expenses, whether paid directly or indirectly, through reimbursement or otherwise, incurred by a public utility shall not be included or incorporated in operating expenses:

1. Contributions to political groups or candidates. Contributions or gifts

to political candidates, political parties, political or legislative committees or to any committees or organizations working to influence referendum petitions or elections.

Effective October 24, 1977

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## CHAPTER 513

### AN ACT to Amend the Membership and the Legislative Mandate of the Capitol Planning Commission.

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

Sec. 1. 5 MRSA § 298, 2nd ¶, as repealed and replaced by PL 1973, c. 622, § 1, is repealed and the following enacted in its place:

The commission shall consist of 7 members as follows:

1. Director of the State Planning Office. The Director of the State Planning Office;
2. Councilman. A councilman from the City of Augusta, who shall not be a resident of the Capitol Planning District, to be appointed by the Governor for a term of one year;
3. Resident. One resident of the Capitol Planning District to be appointed by the Governor for a term of 2 years; and
4. Members-at-large. Four citizens of the State, who shall not be residents of Augusta, to be appointed by the Governor for terms of 2 years; except that the first appointed member shall be appointed for a term of one year.

Each appointed member shall serve for the term of his appointment and thereafter until his successor is appointed and qualified. A vacancy shall be filled for the unexpired term in the same manner in which the original appointment is made. The members of the commission shall serve without compensation, but shall receive their necessary expenses.

Sec. 2. 5 MRSA § 298, 4th ¶, first sentence is amended to read:

The Director ~~Bureau~~ of Public Improvements shall serve as the secretariat of the commission in exercising its administration.

Sec. 3. Exception. This Act shall not affect the terms of those members of the commission appointed prior to the effective date of this Act, but shall govern all appointments to the commission made thereafter. As vacancies become available subsequent to the effective date of this Act, the Governor