

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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Augusta, Maine
1979

PUBLIC LAWS
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ACCESS TO PUBLIC TELEPHONES BY PHYSICALLY DISABLED PERSONS**§ 2601. Public telephones to be placed for use by disabled persons**

All coin telephones placed after the effective date of this chapter in any public place, or any area to which the public is invited, which are intended for use by the public, shall be placed at a height and in a position which permits their use by physically disabled persons, as defined in Title 25, sections 2701 and 2702 respectively.

Any person violating this section commits a civil violation for which a forfeiture of not more than \$500 may be adjudged for each telephone which is not placed in accordance with this section.

Effective September 14, 1979

CHAPTER 249

H. P. 755 — L. D. 937

AN ACT to Permit Depuration Facilities to Operate during Red Tide.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the depuration of shellfish is a significant activity in various parts of the coast; and

Whereas, the present statutes are unclear on the authority to allow depuration of shellfish that are not contaminated with paralytic shellfish poisoning; and

Whereas, the dinoflagellate blooms that cause this poisoning commonly occur in the spring and early summer; and

Whereas, failure to correct the statutes could cause serious economic hardships to depuration operations; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

12 MRSA § 6856, sub-§ 3, as enacted by PL 1977, c. 661, § 5, is amended by adding at the end the following new sentence:

The commissioner may permit depuration of shellfish not contaminated by paralytic shellfish poisoning if it is established that the water used during depuration will not contaminate the shellfish with paralytic shellfish poisoning.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 18, 1979

CHAPTER 250

S. P. 351 — L. D. 1099

AN ACT to Define Educational Institutions as they Relate to the Unemployment Compensation System.

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

26 MRSA § 1043, sub-§ 29, is enacted to read:

29. Educational institution. "Educational institution" means any school, including nursery schools and schools of higher education, which is licensed by the State and which provides an organized course of study designed to transfer knowledge, skills, attitudes or abilities under the guidance of a teacher.

Effective September 14, 1979

CHAPTER 251

S. P. 441 — L. D. 1334

AN ACT Relating to the Location of the Office of Superintendent of Insurance.

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

24-A MRSA § 204 as last amended by PL 1973, c. 585, § 12 is repealed.

Effective September 14, 1979