

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**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.

---

Kennebec Journal  
Augusta, Maine  
1979

---

---

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED AT THE  
**FIRST REGULAR SESSION**  
of the  
**ONE HUNDRED AND NINTH LEGISLATURE**  
1979

---

---

**6. Renewal.**

A. The initial issuance of each special license shall specify the number of times the license may be renewed after the initial issuance. Each license may be renewed at least 4 times. The commissioner, with the advice and consent of the advisory council may authorize up to 19 renewals, if the necessary investment in the research or aquaculture requires additional renewals.

B. The commissioner shall annually renew the license on request for the authorized number of renewals, unless the license holder has not complied with the conditions of the license, or the commissioner finds that renewal is not in the best interest of the State. Renewals shall not require a new application nor filing fee and shall not require the advice and consent of the advisory council.

Effective September 14, 1979

---

---

**CHAPTER 413**

S. P. 220 — L. D. 604

**AN ACT to Require Parental Notification of a Minor's Abortion.**

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

22 MRSA § 1597 is enacted to read:

**§ 1597. Parental notification of minor's decision to have an abortion**

1. **Definitions.** As used in this section, unless the context indicates otherwise, the following terms shall have the following meanings.

A. "Emancipated" means the person has surrendered the rights of a minor in relation to her parent's duties to her and that the parents have surrendered the care, custody and earnings of the minor.

B. "Minor" means a person who is less than 17 years of age.

2. **Notice required.** A person shall not perform an abortion on an unemancipated minor without first giving notice to one of her parents or guardians of his intention to perform that abortion or notifying the Department of Human Services of his inability to give notice. Notice shall be given as follows.

A. The person who will perform the abortion shall give actual notice at least 24 hours before performing the abortion.

B. If actual notice cannot be given, he shall serve written notice by certified mail to the last known address of the parent or guardian. This notice shall be mailed at least 48 hours before performing the abortion.

C. If he cannot give notice as required under paragraphs A or B, he shall notify the Department of Human Services in writing of his inability to give notice. The notice shall be confidential and not open to public inspection. This notice shall contain:

(1) A statement of his intention to perform an abortion; and

(2) A statement that he has been unable to give notice to the parents or guardian of the minor.

D. The person who will perform the abortion shall not perform that abortion for 24 hours after notifying the department that he was unable to give notice.

3. Evidence of notice. That person giving notice shall obtain written evidence that notice was given. That evidence may be a signed acknowledgement of the recipient or a sworn affidavit by the person giving notice that it was given. If he is unable to give notice, he shall retain a dated and sworn statement that he has notified the department of his inability to give notice.

4. Exception. If, in the best clinical judgment of an attending physician, the life or health of the minor will be endangered if the abortion is not performed immediately, the notice requirements of subsection 2 shall not apply. The person who performed the abortion shall notify, actually or in writing, one of the parents or guardians of the abortion, within 24 hours of that abortion or notify the department of his inability to give notice.

5. Consent not required. Nothing in this section shall require the consent of the parents or legal guardian of the minor to the minor's abortion.

Effective September 14, 1979

---

---

## CHAPTER 414

H. P. 1317 — L. D. 1571

**AN ACT to Strengthen the State's Capability to Assess Maine's Forest Resources.**

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

12 MRSA c. 429 is enacted to read:

**CHAPTER 429**