

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
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ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

retarded may be performed by unlicensed personnel when these personnel have received appropriate training and instruction and the programs of training and instruction have been approved by the department. Delegation of the administration of medication shall not require the personal presence of the delegating professional nurse at the place where this service is performed, unless such that personal presence is necessary to assure that medications are safely administered. The board shall issue such rules and regulations concerning delegation as it deems necessary to insure the highest quality of health care to the patient. The department shall issue such rules as it deems necessary to insure the highest quality of health care to residents of group home intermediate care facilities for the mentally retarded.

Effective September 23, 1983.

CHAPTER 285

S.P. 508 - L.D. 1522

AN ACT Concerning Transient Sellers who Offer Merchandise as Free of Charge.

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

32 MRSA §4681, sub-§7, as enacted by PL 1977, c. 440, §2, is amended to read:

7. Transient seller of consumer merchandise. "Transient seller of consumer merchandise" means any person who engages in the business of selling merchandise to consumers by means of personal contact or telephone contact, whether or not the seller is present in the State at the time of the contact or the time of sale, and who does not have, for the purposes of carrying on such business, any permanent place of business within this State. "Transient sellers of consumer merchandise" does not include persons who sell at public fairs, expositions or bazaars or members selling on behalf of public service organizations ~~or who sell exclusively by mail contact.~~ "Transient sellers of consumer merchandise" does not include persons who sell exclusively by mail contact, except for persons who offer merchandise or money prizes as free of charge, such as contest prizes or gifts for answering a survey, but who require the recipient to pay something of value in

order to participate in this offer, including, but not limited to, entrance fees, processing fees or handling charges.

Effective September 23, 1983.

CHAPTER 286

H.P. 778 - L.D. 1027

AN ACT to Create a Revolving Fund for
Publications of the Department of Marine
Resources.

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

Sec. 1. 12 MRSA §6022, sub-§15 is enacted to read:

15. Revolving fund. The commissioner may prepare and distribute printed and audio-visual materials on matters within his statutory jurisdiction. There is established within the department a revolving fund to cover the printing and distribution costs of these materials. The commissioner shall fix the prices at which publications of the department may be sold or delivered. The department shall retain, without charge, an appropriate number of each publication for complimentary distribution. Income from the sale of publications that were charged to the revolving fund and any other moneys the commissioner may receive, from whatever source, consistent with the purposes of this section, shall be credited to the revolving fund to be used as a continuing carrying account to carry out the purposes of the fund.

Sec. 2. Transition provision. For 2 years following the effective date of this Act, the commissioner may credit to the revolving fund, established by the Revised Statutes, Title 12, section 6022, income from the sale of any publication whose printing or distribution was funded by the General Fund, provided that the income credited may be no greater than the difference between the funds received from the sale of the publication and actual General Fund costs of printing and distribution.

Effective September 23, 1983.
