

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
IN ACCORDANCE WITH MAINE REVISED STATUTES
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

is further amended to read:

§946. Police and fire vehicles

Police, fire department, ~~traffic emergency repair vehicles and ambulances~~ and ambulance vehicles, when operated in response to calls, or when a police officer is in pursuit of a motor vehicle operator for which he has probable cause to believe that the operator has committed or is in the process of committing a violation of law, shall have the right-of-way. On the approach of any such vehicle, from any direction, and when such vehicle is sounding a siren and emitting a flashing light, the driver of every other vehicle shall immediately draw his vehicle as near as practicable to the right-hand curb and parallel thereto, clear of any intersection, and bring it to a standstill until such public service vehicles have passed.

Effective September 23, 1983.

CHAPTER 336

S.P. 272 - L.D. 835

AN ACT Relating to Agricultural Contracts.

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

Sec. 1. 7 MRSA §1017, sub-§1, ¶L, as enacted by PL 1971, c. 366, is amended to read:

L. That the applicant or licensee has committed any act or conduct with regard to the handling, sale or storage of potatoes whether of the same or different character than ~~hereinabove~~ in this subsection, which constitutes or demonstrates bad faith, incompetency or untrustworthiness, or dishonest, fraudulent or improper dealings; or

Sec. 2. 7 MRSA §1017, sub-§1, ¶M is enacted to read:

M. That the applicant or licensee has failed to deliver to the seller the confirmation required by section 1022 within the time specified.

Sec. 3. 7 MRSA §1022, sub-§1, as enacted by PL 1971, c. 366, is amended to read:

1. Record. Every person required to be licensed under this Article, upon having negotiated a sale of potatoes for others or upon having purchased potatoes from the producer, shall cause a record of such that transaction to be made, and deliver promptly to the seller a copy thereof to the seller by depositing a record of transaction in the United States mail, postage paid, within 2 working days of negotiation of the sale, setting forth the following with reference to the handling, sale and storage of such those potatoes:

- A. Date of sale;
- B. Name and address of producer;
- C. Name and address of seller;
- D. Name and address of buyer;
- E. Name and address of broker, if any;
- F. Name and address of handler, if any;
- G. Name and address of any person designated as a secured party on a financing statement naming the seller as debtor filed in accordance with Title 11, section 9-401, covering the potatoes, if any;
- H. Mode of transportation of shipment, if known; if unknown, such information shall be provided the seller prior to shipment;
- I. Name of carrier, if known; if unknown, such information shall be provided the seller prior to shipment;
- J. If there is a broker or a retailer involved in a transaction, point of final destination;
- K. Date of shipment;
- L. If there is a broker or a retailer involved in the transaction, contemplated date of arrival at final destination;
- M. Grade, size, weight and amount and other specifications;
- N. Price for the potatoes, per unit and total;
- O. Any deductions to be made from the proceeds for expenses to be borne by the seller or handler;

P. All other essential details of the purchase or sale; and

Q. If there is a broker involved in the transaction, an itemized accounting which separately sets forth all charges in connection with the sale, including the brokerage fee, if any.

Sec. 4. 7 MRSA §1022, sub-§4 is enacted to read:

4. Copies of documentation. Before any change may be made in the agreed upon price, there shall be mutual agreement between the parties. The agreement must be verified in writing and, along with available documentation as to quality defects, mailed to the seller within 2 working days of the availability of the documentation.

Effective September 23, 1983.

CHAPTER 337

H.P. 931 - L.D. 1210

AN ACT Relating to Enforcement of Handicapped Parking Zones on Turnpikes and the Interstate System by State Police.

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

Whereas, this Act is essential to effective enforcement of handicapped parking zones designated at service areas on the Maine Turnpike; and

Whereas, the busy season for Maine Turnpike traffic is quickly approaching; 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:

Sec. 1. 23 MRSA §1965, sub-§1, ¶C, as enacted by PL 1981, c. 595, §3, is amended to read: