

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

**FIRST REGULAR SESSION**  
December 5, 1984 to June 20, 1985  
Chapters 1-384

PUBLISHED BY THE REVISOR OF STATUTES IN ACCORDANCE WITH  
MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 163-A,  
SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1986

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION

of the  
ONE HUNDRED AND TWELFTH LEGISLATURE

1985

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\$1,500 per year, shall register with the bureau on forms provided by the bureau, that set forth those items covered in this section. A fee of \$5 shall accompany each registration. This registration shall be valid for a period of one year and the individuals will be subject to all other requirements of this chapter.

Effective September 19, 1985.

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## CHAPTER 169

H.P. 975 - L.D. 1398

### AN ACT Concerning Passenger Exclusions in Motorcycle Insurance Policies.

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

24 MRSA §2902-A is enacted to read:

§2902-A. Motorcycle passenger exclusion

No insurer may sell or renew, on or after January 1, 1986, a liability insurance policy covering a motorcycle, as defined in Title 29, section 1, subsection 4, that excludes coverage for injuries sustained by passengers on the insured's motorcycle unless the insurer notifies the bureau in writing of its utilization of the exclusion, the insurer notifies each of its licensed agents within the State of its utilization of the exclusion and the exclusion is provided by a separate endorsement to the insured's policy. An exclusion that does not meet the requirements of this section shall be invalid and of no effect.

Effective September 19, 1985.

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## CHAPTER 170

S.P. 521 - L.D. 1405

### AN ACT to Provide for Adequate Funding of the Chemical Substance Identification Law.

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

Whereas, the Legislature recognizes the importance of the occupational health and safety of workers in this State; and

Whereas, that recognition led to the enactment of the chemical substance identification law designed to ensure that workers who are exposed to hazardous substances in the work place receive adequate and appropriate safety training to protect them from occupational illnesses and injuries; and

Whereas, the implementation of the chemical substance identification law cannot be accomplished without an increase in the resources available to carry out the law; 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. 26 MRSA §1720, sub-§3, as enacted by PL 1983, c. 823, §2, is repealed and the following enacted in its place:

3. Fees. Each employer not otherwise exempt under this chapter shall be assessed an annual fee based on the employer's annual average number of employees in accordance with the following schedule.

Annual Average  
Number of Employees

| <u>Equal to or</u><br><u>more than</u> | <u>Less</u><br><u>Than</u> | <u>Employer's</u><br><u>Fee</u> |
|--|----------------------------|---------------------------------|
| 0                                      | 4                          | \$ 0                            |
| 4                                      | 25                         | 15                              |
| 25                                     | 50                         | 50                              |
| 50                                     | 100                        | 150                             |
| 100                                    | 300                        | 200                             |
| 300                                    | 500                        | 250                             |
| 500 or above                           |                            | 300                             |

The fee is payable prior to July 1st of each calendar year.

Sec. 2. 26 MRSA §1724, as enacted by PL 1983, c. 823, §2, is amended to read:

§1724. Report to Legislature; excess fees; progress

Each year by March 15th the director shall report to the Legislature on the Bureau of Labor Standard's experience under this chapter, including progress in implementation, the status of the training assistance program, evidence of improved safety records, and any recommendation on fee structure. Any amount of these fees collected in a year that exceeds the allocation from the Training Assistance Fund for that year shall be applied so as to reduce fees levied on employers under this chapter in the succeeding year.

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

Effective May 15, 1985.

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## CHAPTER 171

H.P. 980 - L.D. 1411

AN ACT to Provide for Public Rest Rooms in Eating Establishments.

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

Sec. 1. 22 MRSA c. 270-A is enacted to read:

### CHAPTER 270-A

#### PUBLIC REST ROOM FACILITIES IN EATING PLACES

##### §1681. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Eating establishment. "Eating establishment" means an eating establishment licensed by the Department of Human Services under chapter 562 which pre-