

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 2008 to June 13, 2009

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 12, 2009

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

Augusta, Maine
2009

**CHAPTER 168
H.P. 485 - L.D. 702**

**An Act To Allow the Donation
of Certain Perishable Food
Products to Nonprofit
Organizations**

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

Sec. 1. 14 MRSA §166, sub-§4, as enacted by
PL 1981, c. 300, is amended to read:

4. Application. This section applies to all good
faith donations of perishable food ~~which~~ that is not
readily marketable due to appearance, freshness,
grade, surplus or other conditions, including food that
is beyond the date by which the manufacturer recom-
mends that the food be sold, but nothing in this section
restricts the authority of any appropriate agency to
regulate or bar the use of that food for human con-
sumption.

See title page for effective date.

**CHAPTER 169
H.P. 740 - L.D. 1073**

**An Act To Provide for
Insurance Coverage of
Telemedicine Services**

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

Sec. 1. 24-A MRSA §4316 is enacted to read:
§4316. Coverage for telemedicine services

1. Definition. For the purposes of this section,
"telemedicine," as it pertains to the delivery of health
care services, means the use of interactive audio, video
or other electronic media for the purpose of diagnosis,
consultation or treatment. "Telemedicine" does not
include the use of audio-only telephone, facsimile ma-
chine or e-mail.

2. Coverage of telemedicine services. A carrier
offering a health plan in this State may not deny cov-
erage on the basis that the coverage is provided
through telemedicine if the health care service would
be covered were it provided through in-person consul-
tation between the covered person and a health care
provider. Coverage for health care services provided
through telemedicine must be determined in a manner
consistent with coverage for health care services pro-
vided through in-person consultation. A carrier may
offer a health plan containing a provision for a de-
ductible, copayment or coinsurance requirement for a
health care service provided through telemedicine as

long as the deductible, copayment or coinsurance does
not exceed the deductible, copayment or coinsurance
applicable to an in-person consultation.

See title page for effective date.

**CHAPTER 170
H.P. 365 - L.D. 520**

**An Act Authorizing Colleges
and Universities To Regulate
Public Safety on Their
Campuses**

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

Sec. 1. 20-A MRSA §10009 is enacted to
read:

**§10009. Regulation of public safety on college and
university campuses**

1. Definition. As used in this section the follow-
ing terms have the following meanings.

A. "College or university" means any postsec-
ondary educational institution, including:

- (1) Any degree-granting educational institu-
tion regulated under chapter 409;
- (2) Any university in the University of
Maine System;
- (3) Any college in the Maine Community
College System; and
- (4) The Maine Maritime Academy.

2. Power to regulate. Nothing in Title 25, sec-
tion 2011 limits the power of any college or university
to regulate the possession of firearms on the property
of the college or university.

See title page for effective date.

**CHAPTER 171
H.P. 571 - L.D. 835**

**An Act To Amend the Forcible
Entry and Detainer Laws**

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

Sec. 1. 14 MRSA §6002, first ¶, as amended
by PL 2003, c. 296, §1, is further amended to read:

Tenancies at will must be terminated by either
party by a minimum of 30 days' notice, except as pro-
vided in ~~subsection 1~~ subsection 2, in writing for that
purpose given to the other party, but if the landlord or