

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

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provided by the physician. Further, nothing in this chapter shall be construed as prohibiting a physician or surgeon from delegating to his employees certain activities relating to medical care and treatment now being carried out by custom and usage when such activities are under the direct control of and in the personal presence of the physician or surgeon. The physician delegating such activities, either to his employees, program graduates or to participants in an approved training program, shall be deemed legally liable for such activities of such persons, and such person shall in this relationship be construed as the physician's agent. Nothing contained in this section shall be construed to apply to registered nurses acting pursuant to chapter 31 of this Title.

When the delegated activities are part of the practice of optometry as defined in chapter 35, then the person to whom such activities are delegated shall possess a valid license to practice optometry in Maine, or otherwise shall perform only as a technician within the established office of a physician, and otherwise acting solely on the order of and under the responsibility of a physician skilled in the treatment of eyes as designated by the proper professional board, and without assuming evaluation or interpretation of examination findings by prescribing corrective procedures to preserve, restore or improve vision.

Effective October 3, 1973

CHAPTER 515

AN ACT Amending the Mountain Resorts Airport Authority Act.

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

Sec. 1. R. S., T. 10, § 7052, sub-§ 5, amended. Subsection 5 of section 7052 of Title 10 of the Revised Statutes, as enacted by chapter 430 of the public laws of 1969, is amended to read as follows:

5. Airports. To construct or acquire, extend, enlarge, repair or improve airports in the mountain resort regions within the State as may be determined by the authority, except that the authority shall not construct an airport without the prior approval of the Legislature;

Sec. 2. P. & S. L., 1969, c. 152, § 5, amended. Section 5 of chapter 152 of the private and special laws of 1969 is amended by adding after the first paragraph a new paragraph to read as follows:

The Secretary of State shall not call, hold or conduct the referendum provided for herein until he has received permission from the Legislature to call, hold and conduct said referendum.

Effective October 3, 1973

CHAPTER 516

AN ACT Relating to Seasonal Employment under the Employment Security Law.

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

R. S., T. 26, § 1251, sub-§ 3, additional. Title 26 of the Revised Statutes is amended by adding a new subsection 3 to read as follows:

3. Exception. Any hotel, motel, inn, sporting camp or other lodging facility, including camps operated for boys and girls, restaurants and other eating establishments which customarily conducts its operations which are primarily related to the production of its characteristic goods or services for a regularly recurring period or periods not exceeding 180 days in any one year shall be deemed seasonal.

Effective October 3, 1973

CHAPTER 517

AN ACT to Correct Errors and Inconsistencies in the Maine Housing Authorities Act.

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

Whereas, the Maine State Housing Authority operates an ongoing program of mortgage purchases, the validity of some of which may be called into question because of certain errors and inconsistencies in the Maine Housing Authorities Act; and

Whereas, the expected advent of special revenue sharing will make the role of the Maine State Housing Authority more important than ever before, requiring a completely workable statute; 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. R. S., T. 30, § 4552, sub-§ 11, amended. Subsection 11 of section 4552 of Title 30 of the Revised Statutes, as amended by section 4 of chapter 470 of the public laws of 1969, is further amended by adding at the end a new sentence to read as follows:

Financial assistance shall include, but shall not be limited to, the following kinds of assistance; mortgage insurance, interest subsidies, rent subsidies, public assistance payment or services.

Sec. 2. R. S., T. 30, § 4601-A, sub-§ 1, ¶ M, additional. Subsection 1 of section 4601-A of Title 30 of the Revised Statutes, as enacted by section 7 of chapter 470 of the public laws of 1969, is amended by adding a new paragraph M to read as follows:

M. Formulate proposed affirmative housing action plans for submission to regional planning commissions and local planning boards for their consideration.

Sec. 3. R. S., T. 30, § 4760, amended. The first sentence of section 4760 of Title 30 of the Revised Statutes, as enacted by section 18 of chapter 470