

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

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## CHAPTER 188

### AN ACT Concerning Residence Facilities of State Patients Released into the Community.

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

34 MRSA § 2105 is enacted to read:

§ 2105. Community residence for mentally ill or mentally retarded patients placed on indefinite convalescence status

The chief administrative officer, or a person designated by him, of any state hospital or institution shall determine, prior to the placement of any patient on indefinite convalescence status who has been hospitalized as mentally ill or mentally retarded, whether the patient placed on indefinite convalescence status will be residing in a residential facility which is at least equivalent in the quality of the living conditions to the hospital or institution from which he is to be placed on indefinite convalescence status. Such a patient shall not be placed on indefinite convalescence status from any state hospital or institution if, according to the determination of the chief administrative officer or a person designated by him, the residential facility in which the patient will be residing is not equivalent in the quality of the living conditions to the hospital or institution from which he is to be placed on indefinite convalescence status. The provisions of this section shall not apply to "patients" as described in section 2290.

For the purposes of this section, the Department of Mental Health and Corrections shall establish standards for assessing whether or not residential facilities are equivalent to the existing conditions in state hospitals or institutions.

For the purposes of this section "residential facilities" mean any boarding home, nursing home, foster home, group home or halfway house licensed by the Department of Health and Welfare or used by the Department of Mental Health and Corrections for placement of individuals.

Effective October 1, 1975

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## CHAPTER 189

### AN ACT to Provide for Continuity of Treatment by Ambulance Personnel.

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

32 MRSA § 74, as enacted by PL 1971, c. 544, § 113, is amended by adding at the end 2 new sentences to read:

Upon arrival at a hospital, ambulance personnel may continue, if permitted by the hospital, to render emergency treatment to such person or persons under

the direction and control of a physician or professional nurse until the physician or professional nurse is of the opinion that the attendance of such personnel is no longer necessary. No such emergency treatment shall be rendered at any time to any person or persons who object thereto on religious grounds.

Effective October 1, 1975

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## CHAPTER 190

### AN ACT to Clarify the Definition of Employee in the Workmen's Compensation Act.

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

39 MRSA § 2, sub-§ 5, ¶ D is enacted to read:

D. Any person who states in writing to the commission that he waives all the benefits and privileges provided by the workmen's compensation laws, provided, however, that the commission shall have found such person to be a bona fide owner of at least 20% of the outstanding voting stock of the corporation by which he is employed and that said waiver was not a prerequisite condition to employment.

Any person may revoke or rescind his waiver upon 30 days' written notice to the commission and his employer.

Effective October 1, 1975

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## CHAPTER 191

### AN ACT to Permit Furloughs for Prisoners of County Jails.

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

Sec. 1. 15 MRSA § 1710, 4th ¶, as enacted by PL 1973, c. 538, is amended by adding at the end the following new sentence to read:

In the event that any person transferred under this section is granted furlough or permission to participate in any other rehabilitative program as authorized under Title 34, section 527, any such grant shall be subject to the approval of the sheriff of the county from which jail such person was transferred.

Sec. 2. 34 MRSA § 1008 is enacted to read: