

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

One Hundred and Seventh Legislature

AT THE

1ST SPECIAL SESSION

JANUARY 19, 1976 TO APRIL 29, 1976

AND

2ND SPECIAL SESSION

JUNE 14, 1976

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

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature
AT THE FIRST SPECIAL SESSION
January 19, 1976 to April 29, 1976
AND THE SECOND SPECIAL SESSION
June 14, 1976

Supplementary to the Acts and Resolves of the Regular Session

[supplied from page 3097 of volume]

1. Administration of medication by sheriff or deputy. The sheriff of any county may administer to any prisoner in his custody and charge, any oral or topical medication as prescribed by a licensed physician or dentist, or if requested by a prisoner, any nonprescription medication in accordance with the directions on its container. The sheriff may delegate this authority to administer medication to his deputy who is in charge of the county jail or to the master or keeper of the county jail.

2. Limitations on administration of medication. The sheriff or his delegate shall not administer any prescription or nonprescription medication to any prisoner who has been incarcerated in the county jail for less than 24 hours, unless the sheriff or his delegate has consulted with and received permission to administer such medication from a licensed physician.

3. Insulin injections. No provisions under this section shall prevent any prisoner from self-administering insulin injections providing:

A. A duly licensed physician has authorized such self-administration; and

B. Such self-administration takes place in the presence of the sheriff or his delegate.

4. Statement by prisoner. Before administering any nonprescription medication to any prisoner who has been incarcerated in the county jail for 24 hours or longer, the sheriff or his delegate shall secure a written statement signed by the prisoner, which states that the prisoner has requested such medication and had no previous adverse allergic reaction to such medication.

5. Records of medication administered. Every sheriff or his delegate shall maintain for at least 2 years a record which shall include a description of each prescription and nonprescription medication administered in the county jail and the identity of each person to whom such medication is administered.

6. Administration of medication not a violation. The administration of medication to prisoners as provided in this section shall not be a violation of Title 32, section 2102, subsection 2, paragraph D or Title 32, section 3270 or any other law.

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

Effective March 23, 1976

CHAPTER 675

AN ACT Concerning Insurance Coverage for Blind Persons.

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

Whereas, the regular session of the 107th Legislature enacted chapter 255 of the public laws of 1975, "An Act to Prevent Unfair Discrimination Against Blind Persons Seeking Insurance Coverage;" and

Whereas, this Act permitted insurers to exclude payment of benefits arising from losses directly resulting from blindness; and

Whereas, it is imperative for the financial protection of blind persons that insurers not be able to deduct these types of losses; and

Whereas, the welfare of Maine's blind citizens requires immediate legislative action to provide this financial protection; 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:

24-A MRSA § 2159-A, last sentence, as enacted by PL 1975, c. 255, is amended to read:

Any such insurer may exclude from policies covering persons who are blind the payment of benefits arising from losses that ~~result directly from~~ would not have occurred except for the fact that such person is blind.

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

Effective March 23, 1976

CHAPTER 676

AN ACT to Amend the Uninsured Motorist Law.

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

Whereas, the statute on uninsured vehicle coverage was amended to require insured persons to notify their insurer if they did not want a higher level of coverage against uninsured vehicles; and

Whereas, this requirement is a cause of confusion and is unworkable; 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,