

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
FIRST REGULAR SESSION
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ONE HUNDRED AND EIGHTH LEGISLATURE
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CHAPTER 448

AN ACT to Redefine "Wages" to Include Fringe Benefits.

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

26 MRSA § 629-A is enacted to read:

§ 629-A. Fringe benefits as wages

Whenever a person ceases to be employed because of the insolvency of his employer, if in claiming from the employer wages earned but not yet paid to him, the term "wages earned" shall include all fringe benefits earned by the employee that were considered in the employment contract, including plans for retirement, insurance, health care and vacations.

Effective October 24, 1977

CHAPTER 449

AN ACT Concerning Solicitation by Law Enforcement Officers.

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

25 MRSA c. 403 is enacted to read:

CHAPTER 403

SOLICITATION BY LAW ENFORCEMENT OFFICERS

§ 3701. Definitions

As used in this chapter, unless the context clearly indicates otherwise, the following words shall have the following meanings.

1. Law enforcement agency. "Law enforcement agency" means any state, county, municipality or other political unit within the territory belonging to the State or any department, agency or subdivision of any of the foregoing, or any corporation or other association carrying out the functions of government that employs law enforcement officers.

2. Law enforcement association. "Law enforcement association" means a corporation, partnership, unincorporated association or any other legal entity, including a benevolent association, whose members are primarily law enforcement officers.

3. Law enforcement officer. "Law enforcement officer" means any person who by virtue of public employment is vested by law with a duty to make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

4. Property. "Property" means any money, service, gift or anything of value, including a promise.

5. Solicit. "Solicit" means to request property. The word means and includes, but is not limited to, the following methods of securing property:

A. Any verbal request, including, but not limited to, a request that is made in person or by telephone;

B. Any written request, including, but not limited to, a request that is sent, delivered or distributed by personal means; and

C. The sale of, offer or attempt to sell, any advertising, advertisements, advertising space, book, card, tag, coupon, ticket, device, magazine, membership, subscription or other tangible item or thing of value.

The definition of solicit shall not apply to the offer for sale to the general public admissions to public events sponsored by a law enforcement association, provided that no promotion of the event and no sale or attempts to sell and no active part in the sale of these admissions shall be undertaken by any members of the law enforcement association or law enforcement agency or law enforcement officer, and provided that no person shall initiate contact with the general public in person or by telephone for the purpose of selling property. It shall not include advertisements posted in a public place or media advertising in a newspaper or on radio or television.

§ 3702. Solicitation unlawful

No person shall solicit property from the general public when the property, or any part of it, in any way benefits, is intended to benefit or is represented to be for the benefit of any law enforcement officer, law enforcement agency or law enforcement association.

Any violation of this chapter shall constitute a violation of Title 5, chapter 10, the Unfair Trade Practices Act.

§ 3703. Exception for law enforcement officers elected to public office

Nothing in this chapter shall prevent any person from soliciting funds to pay obligations incurred or about to be incurred in the furtherance of, or as the result of, a campaign by a law enforcement officer for public office.