

# 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

January 5, 1977 to July 25, 1977

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

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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PUBLIC LAWS  
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**STATE OF MAINE**  
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## § 2241-F. Designees, agents, deputies of the Secretary of State

Upon request of the Secretary of State, notification of the suspension or revocation of any certificate of registration or any license issued to any person to operate a motor vehicle shall be served, and any certificate of registration, any license issued to any person to operate a motor vehicle or any registration plates shall be confiscated or an investigation pursuant to the enforcement of this Title shall be undertaken by the sheriff of the county in which such person resides or by any of his deputies, by any state or local enforcement officer or by an employee of the Secretary of State.

Sec. 22. Effective date. Section 7 of this Act shall become effective March 1, 1978; sections 8 and 9 shall take effect with license plate reissuance in 1980.

Effective October 24, 1977

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## CHAPTER 482

### AN ACT to Adjust Payments from the Mental Health and Mental Retardation Improvement Fund.

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

Sec. 1. 22 MRSA § 3172-A, as enacted by PL 1975, c. 757, § 1 is repealed and the following enacted in its place:

#### § 3172-A. Mental Health and Mental Retardation Improvement Fund

1. Fund. All moneys received by the Department of Mental Health and Corrections under section 3172, which are generated by services rendered at any of the mental health and mental retardation institutions operated by that department, shall be credited to a special revenue account in that department to be known as the Mental Health and Mental Retardation Program Improvement Fund, hereinafter referred to in this section as the "fund."

2. Transfer of cash receipts. An amount equal to 50% of the total cash receipts in the fund in any fiscal year shall be transferred to the General Fund.

3. Use of moneys. All moneys remaining in the fund shall be used by the Department of Mental Health and Corrections for the improvement of mental health and mental retardation programs. These programs shall include but not be limited to the following areas:

- A. Community mental health centers;
- B. Children's mental health services;
- C. Mental health services in the area of corrections;

- D. Residential services for severely emotionally disturbed children;
- E. Mental health services for the elderly;
- F. Community mental retardation services;
- G. Residential services for mentally retarded persons;
- H. Community diagnostic and evaluation services for mentally retarded persons; and
- I. Institutional services for mentally ill and mentally retarded persons.

4. **Plan.** Annually, prior to January 15th, the Department of Mental Health and Corrections shall submit to the Legislature through the Joint Standing Committee on Appropriation and Financial Affairs a plan of proposed expenditures, for moneys in the fund, including the areas specified in subsection 3 for the ensuing fiscal year.

5. **Legislative allocation.** The Legislature shall annually enact legislation which allocates the money in the fund.

6. **Transfer of funds.** The department may transfer up to 15% of the funds to any other area to which the Legislature has allocated money from the fund.

7. **Accounts.** The department shall submit detailed quarterly accounts of expenditures from the fund to the Legislative Finance Officer and the State Budget Officer.

**Sec. 2. Transitional provisions.** Notwithstanding the provisions of Title 22, section 3172-A, subsection 4, the Department of Mental Health and Corrections shall submit to the Legislature a plan for proposed expenditures required by title 22, section 3172-A for fiscal year July 1, 1978 to June 30, 1979, prior to January 15, 1978.

**Sec. 3. Effective date.** Title 22, section 3172-A, subsections 1 and 2 of section 1 of this Act shall take effect July 1, 1978.

Effective October 24, 1977

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## CHAPTER 483

**AN ACT to Extend the Exemption for Certain Individuals Engaged in Fishing from Coverage Under the Employment Security and Workmen's Compensation Laws.**

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