

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE  
AT THE

SECOND REGULAR SESSION

January 4, 1978 to April 6, 1978

FIRST SPECIAL SESSION

(No laws enacted)

September 6, 1978 to September 15, 1978

SECOND SPECIAL SESSION

October 18, 1978

THIRD SPECIAL SESSION

December 6, 1978

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

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Augusta, Maine  
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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
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January 4, 1978 to April 6, 1978

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and shall only suspend the minimum term if it is of the opinion that the exceptional features of the case justify the imposition of another sentence.

Sec. 2. 30 MRSA § 508 is enacted to read:

§ 508. Disclosure of minor victims of sexual offenses

The Legislature finds that publicity given to the identity of minor victims of sexual offenses causes intense shame and humiliation for which abused children are particularly ill-prepared and may cause severe and permanent emotional harm to the victim of such an offense.

The Legislature therefore declares its intent that district attorneys, their assistants and employees and other law enforcement officials refrain from any unnecessary pretrial public disclosure of information that may identify a minor victim of an offense under Title 17, chapter 93-B, Title 17-A, chapter 11 or Title 71-A, section 556.

Effective July 6, 1978

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## CHAPTER 629

### AN ACT to Clarify Procedures for Emergency Admission to Hospitals for Mentally Ill.

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

Sec. 1. 34 MRSA § 2332-A, 2nd ¶, last sentence, as enacted by PL 1975, c. 559, § 6, is amended to read:

In the event that the examiner shall execute the certificate provided for under section 2333, the officer having protective custody of the person examined shall have authority to detain him for ~~as long as is necessary to obtain the~~ a reasonable period of time not to exceed 18 hours pending endorsement by a judicial officer provided for under section 2333; provided that the officer shall undertake to secure such endorsement forthwith upon execution of the certificate by the examiner.

Sec. 2. 34 MRSA § 2333, sub-§ 1, ¶ C, last ¶, as repealed and replaced by PL 1977, c. 429, § 3, is repealed and the following enacted in its place:

No person shall be held against his will in the hospital pursuant to this section, whether he was informally admitted under section 2290 or is sought to be involuntarily admitted under this section, unless the application and certificate have been endorsed by a judge or justice, except that a person for whom an

examiner has executed the certificate provided for under this section may be detained in a hospital for a reasonable period of time not to exceed 18 hours pending endorsement by a judge or justice; provided that, where the person was informally admitted under section 2290, the head of the hospital shall undertake to secure the endorsement forthwith upon execution of the certificate by the examiner, and that, where the person is sought to be involuntarily admitted under this section, the person or persons transporting him to the hospital shall undertake to secure the endorsement forthwith upon execution of the certificate by the examiner.

Effective July 6, 1978

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## CHAPTER 630

### AN ACT Clarifying the Statutes Relating to Municipalities.

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

Whereas, Acts of this and previous Legislatures have resulted in certain technical errors and inconsistencies in the laws of Maine; and

Whereas, these errors and inconsistencies have created uncertainties and confusion in interpreting legislative intent; and

Whereas, it is vitally necessary to resolve such uncertainties and confusion to prevent any injustice or hardship on the people of Maine; 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. 7 MRSA § 3705, last sentence, is repealed and the following enacted in its place:

All fines imposed shall be paid into the treasury of the county where the offense is committed and shall be transmitted by the county treasurer to the treasurer of the municipality where the offense is committed unless otherwise provided.

Sec. 2. 28 MRSA § 101, as last amended by PL 1977, c. 211, §§ 4 and 5; c. 292, §§ 1, 2 and 3; and c. 496, § 39, is repealed and the following enacted in its place: