

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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PUBLIC LAWS
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in 2 or more vehicle accidents while operating a motor vehicle insured under the policy, resulting in either personal injury or property damage in excess of \$300. For the purpose of this subsection any of the following occurrences involving a motor vehicle operated by a named insured or such other person shall not be considered an accident when:

- A. The motor vehicle was struck from the rear;
- B. The motor vehicle was struck while parked;
- C. Only the operator of another motor vehicle involved in the accident was convicted of a crime, offense or violation contributing to the accident; or
- D. The named insured or other operator of the motor vehicle insured under the policy or the insurer thereof, was reimbursed by or on behalf of, a person responsible for the accident or has a judgment against that person.

When more than one motor vehicle in a household is insured by the same insurer, the number of accidents which would permit nonrenewal shall, for the aggregate, be increased by one for each additional motor vehicle insured.

3. Insurability. When there is a material change in the type of motor vehicle insured which so substantially increases the hazard insured against as to render the motor vehicle uninsurable in accordance with the insurer's underwriting standards in effect at the time the policy was issued or last renewed; provided that if the insured motor vehicle is uninsurable for physical damage coverages only, the insurer shall offer to renew the policy without the physical damage coverages.

Sec. 2. 24-A MRSA § 2920, last sentence, as amended by PL 1977, c. 694, § 426, is further amended to read:

Acting in conformity with the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter II, the Insurance Superintendent shall may adopt rules and regulations for carrying out this section.

Effective September 14, 1979

CHAPTER 337

S. P. 331 — L. D. 965

AN ACT to Establish a Special License for Retired or Inactive Pharmacists.

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

32 MRSA § 2903-A is enacted to read:

§ 2903-A. Nonactive renewal registration

Every registered pharmacist not practicing pharmacy within this State shall annually, after the expiration of the first year of his registration, on or before the last day of June, 1980 and on or before the last day of June of each year thereafter, pay a renewal fee of \$10 if he is 65 years of age or older, or \$30 if he is under 65, to the secretary of the board, in return for which a nonactive renewal registration shall be issued.

Every registered pharmacist holding a nonactive renewal registration who desires to practice pharmacy in this State shall be required to submit proof satisfactory to the board that during the calendar year preceding his application for active registration he has participated in not less than 15 hours of approved courses of continuing professional pharmaceutical education as defined in section 2913. The board may make exceptions from the operation of the continuing education requirement of this section in emergency or hardship cases.

If any person shall fail or neglect to procure his annual nonactive renewal registration, notice of that failure having been mailed to his post-office address by the board, after the expiration of 30 days following the issue of notice, his original registration shall expire. That person, in order to regain registration, shall be required to pay one renewal fee in addition to the sum of all fees that person may be in arrears.

Effective September 14, 1979

CHAPTER 338

S. P. 512 — L. D. 1577

AN ACT to Amend the Maine Sunset Law.

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

Whereas, the Maine Sunset Law requires the Joint Standing Committee on Audit and Program Review to review and analyze 141 program justification reports before October 31, 1979; and

Whereas, this schedule for sunset reviews does not provide for the most thorough and effective legislative appraisal of the agencies and departments being reviewed; and

Whereas, in the judgment of the Legislature, these facts create an emergency