

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 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.

Kennebec Journal
Augusta, Maine
1979

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND NINTH LEGISLATURE
1979

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

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. 3 MRSA § 505, sub-§ 2, as repealed and replaced by PL 1977, c. 683, § 1, is amended to read:

2. Submittal of analyses. The Joint Standing Committee on ~~Performance~~ **Audit and Program Review** shall submit to the Legislature the evaluations and analyses prepared pursuant to this section of the departments and independent agencies listed in section 507 and its recommendations and any legislation required to implement them according to the following schedule:

~~Group A~~ **Group A-1**, no later than ~~October 31, 1979~~ **December 31, 1979**; **Group A-2**, no later than **December 31, 1980**; Group B, no later than October 31, 1981; Group C, no later than October 31, 1983; Group D, no later than October 31, 1985; and Group E, no later than October 31, 1987.

The Joint Standing Committee on Audit and Program Review shall submit to the Legislature its evaluations and analyses of justification reports submitted pursuant to section 507-A no later than 14 months after those reports are submitted to the Legislature.

Sec. 2. 3 MRSA § 507, sub-§§ 1 and 2, as repealed and replaced by PL 1977, c. 683, § 2, are repealed and the following enacted in their place:

1. Group A-1 and A-2 departments.

A. The evaluations and analyses of the justification reports for the programs of the following Group A-1 departments shall be reviewed by the Legislature no later than June 30, 1980:

- (1) Department of Agriculture; and
- (2) Department of Defense and Veterans Services.

B. The evaluations and analyses of the justification reports for the programs of the following Group A-2 departments shall be reviewed by the Legislature no later than June 30, 1981:

- (1) Department of Transportation;
- (2) Department of Public Safety; and
- (3) Department of the Secretary of State.

2. Group A-1 and A-2 independent agencies.

A. Unless continued or modified by law, the following Group A-1 independent agencies shall terminate, not including the grace period, no later than June 30, 1980:

- (1) **Maine Blueberry Commission;**
- (2) **Blueberry Industry Advisory Board;**
- (3) **Seed Potato Board;**
- (4) **Maine Milk Commission;**
- (5) **State Harness Racing Commission;**
- (6) **Maine Agricultural Bargaining Board;**
- (7) **Board of Veterinary Medicine;**
- (8) **Maine Milk Tax Committee;**
- (9) **Maine Dairy and Nutrition Council Committee;**
- (10) **Board of Pesticide Control;**
- (11) **State Planning Office; and**
- (12) **State Lottery Commission.**

B. Unless continued or modified by law, the following Group A-2 independent agencies shall terminate, not including the grace period, no later than June 30, 1981. The Maine Turnpike Authority shall not terminate, but shall be reviewed by the Legislature no later than June 30, 1981:

- (1) **Maine Turnpike Authority;**
- (2) **Penobscot Bay and River Pilotage Commission;**
- (3) **State Board of Registration for Professional Engineers; and**
- (4) **State Board of Registration for Land Surveyors.**

Sec. 3. 3 MRSA § 507-A is enacted to read:

§ 507-A. Special sunset reviews.

The Legislature may, by joint resolution passed before May 15th of any year, designate departments or independent agencies for sunset review in addition to those scheduled for review in section 507. All departments and independent agencies so designated shall, pursuant to section 504, subsection 2, submit

justification reports to the Legislature no later than October 31st following the passage of the joint resolution.

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

Effective June 1, 1979

CHAPTER 339

H. P. 641 — L. D. 795

AN ACT to Amend the Prohibition of Issuing Fisheries and Wildlife Licenses to Persons Convicted of Certain Offenses.

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

12 MRSA § 2404, as enacted by PL 1975, c. 305, is amended by adding at the end a new paragraph to read:

Any person convicted of a violation of this section shall not be eligible to obtain any license issued by the Department of Inland Fisheries and Wildlife for 3 years from the date of conviction in the case of a first offense and 5 years from the date of conviction in the case of a 2nd or subsequent offense. Any licenses in effect at the time of conviction shall be considered revoked and surrendered to the commissioner.

Effective September 14, 1979

CHAPTER 340

H. P. 704 — L. D. 879

AN ACT Concerning the Posting of Information on the Allowability of Witness and Attorney's Fees under the Workers' Compensation Act.

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

39 MRSA § 26, is amended by adding after the first sentence a new sentence to read: