

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

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5. **Research oversight.** The commissioner shall annually report to the council on the research of the department. The report shall include the present research plan and its implementation, any necessary revision of the plan and its necessary extension over the planning period. The council may appoint marine scientists, who are not employees of the department, to advise it in considering the research plan. After completing its review, the council shall report the plan, and any recommendations or comments, to the Legislature.

Effective September 14, 1979

CHAPTER 358

H. P. 1243 — L. D. 1487

AN ACT to Regulate State Liquor Stores and Agencies.

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

Sec. 1. 28 MRSA § 101, first ¶, as repealed and replaced by PL 1977, c. 630, § 2, is amended by adding at the end a new sentence to read:

All petition signatures must have been signed since the last general election.

Sec. 2. 28 MRSA § 153, as last amended by PL 1977, c. 551, § 4, is further amended by adding after the first paragraph the following new paragraph:

Any special agency store occupying premises previously occupied by a state store shall, within 72 hours of opening for business, remove all signs on the premises of that store which identify those premises as a state store.

Effective September 14, 1979

CHAPTER 359

H. P. 898 — L. D. 1136

AN ACT to Improve Election Laws and to Make Equal Application of Legal Requirements for Independents, Democrats and Republicans in all Respects.

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

Sec. 1. 21 MRSA § 135, sub-§ 2 is enacted to read:

2. Candidates for nomination by nomination petition. Candidates for nomination by nomination petition shall withdraw their enrollment 3 months before the required date for filing of the nomination petition.

Sec. 2. 21 MRSA § 493, as repealed and replaced by PL 1977, c. 425, § 2, is repealed and the following enacted in its place:

§ 493. Qualification of candidate for nomination by petition

A person who seeks nomination by petition shall become qualified by filing a nomination petition and consent as provided in sections 494 and 495. The person shall also withdraw his enrollment in a party, as provided in section 135, 3 months before the filing date for the nomination petition.

Notwithstanding the provisions of section 494, if any office is not contested, the deadline for filing a nomination petition with the Secretary of State shall be 5 p.m. on the date of the primary election in the election year in which that person will be a candidate. Failure to file the nomination petition prior to 5 p.m. on this date shall result in that person's ineligibility to be a candidate for election to that office in that calendar year.

Sec. 3. 21 MRSA § 494, sub-§ 9, as enacted by PL 1977, c. 425, § 2, is amended to read:

9. **Filed with Secretary of State.** The petition shall be filed in the office of the Secretary of State by or before 5 p.m. on the date of the primary election in **April 1st** of the election year in which it is to be used.

Effective September 14, 1979

CHAPTER 360

S. P. 484 — L. D. 1482

AN ACT to Insure that Informed Consent is Obtained before an Elective Abortion is Performed.

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

22 MRSA § 1598 is enacted to read:

§ 1598. Informed consent to abortion

1. **Consent by the woman.** No physician shall perform an abortion unless, prior to the performance, the attending physician certifies in writing that the