

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

**PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
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3, SECTION 164, SUBSECTION 6.**

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PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
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Sec. 5. 20 MRSA § 1193, sub-§ 4, as enacted by PL 1977, c. 471, is amended by adding at the end a new sentence to read:

State and local health personnel shall have access to student immunization records in connection with an emergency as provided for by the United States Family Educational Rights and Privacy Act of 1974, Public Law 93-380, United States Code Title 20, Section 1232g, (b), (1), (I) and regulations adopted thereto.

Sec. 6. 20 MRSA § 1195, sub-§ 1, as amended by PL 1977, c. 694, § 318, is further amended to read:

1. **Rules authorized.** The Commissioner of the Department of Educational and Cultural Services, or his designee, and the Director of the Bureau of Health, shall adopt and amend rules required for the effective implementation of the provisions and purposes of this subchapter, **including but not limited to, rules relating to immunization requirements, record keeping and procedures for reporting.** The rules adopted by the commissioner or his designee shall be in accordance with the provisions set forth in section 21.

Sec. 7. 20 MRSA § 1195, sub-§ 3 is enacted to read:

3. **Annual report of immunization status.** By December 15th of the school year, each school shall submit a summary report of the immunization status of the entering children to the Director of the Bureau of Health on forms prescribed by the director.

Sec. 8. 20 MRSA § 1196, as enacted by PL 1977, c. 471, is amended to read:

§ 1196. **Effective date**

Except as otherwise provided under this subchapter, by ~~August 1, 1978~~ **September 15, 1981** each child in or entering each school in the State shall have been immunized against each disease.

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

Effective February 27, 1981

CHAPTER 36

H. P. 142 — L. D. 168

AN ACT to Amend the Litter Control Law by Allowing the Judge More Discretion in Imposing Clean-up Penalties.

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

17 MRSA § 2264, last ¶, last sentence, as last repealed and replaced by PL 1975, c. 739, § 8, is repealed and the following enacted in its place:

In addition to a forfeiture, or instead of a forfeiture, the judge may direct any person in violation of this section to pick up and remove from any place any or all litter deposited thereon by anyone prior to the date of the adjudication.

Effective September 18, 1981

CHAPTER 37

H. P. 145 — L. D. 171

AN ACT to Amend the Disorderly Conduct Statutes to Include Instances of Affray.

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

Sec. 1. 17-A MRSA § 501, sub-§ 1, ¶ A, as enacted by PL 1975, c. 499, § 1, is amended to read:

A. Making loud and unreasonable noises; ~~or~~

Sec. 2. 17-A MRSA § 501, sub-§ 1, ¶ C is enacted to read:

C. Engaging in fighting, after having been ordered by a law enforcement officer to cease fighting;

Effective September 18, 1981

CHAPTER 38

H. P. 172 — L. D. 223

AN ACT to Clarify Plumbing and Subsurface Sewage Disposal Laws.

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

Sec. 1. 22 MRSA § 42, sub-§ 3, first sentence, as amended by PL 1975, c. 760, § 3, is further amended to read:

The department shall adopt rules and regulations relating to plumbing and subsurface sewage disposal systems and the installation and inspection thereof