

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

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PUBLIC LAWS
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consent, may specify to whom such identity may be disclosed and for what purposes, in which event no other disclosure is authorized.

Sec. 3. 22 MRSA § 5112, sub-§ 2, last paragraph, as repealed and replaced by PL 1977, c. 696, § 192, is amended to read:

Any person, official or institution who in good faith participates in the registering of a complaint pursuant to this subsection, or in good faith investigates that complaint or provides access to those persons carrying out the investigation, about an act or practice in a boarding care facility or a nursing home licensed according to section 7801 or 1817, respectively, or who participates in a judicial proceeding resulting from that complaint, shall be immune from any civil or criminal liability that otherwise might result by reason of these actions. For the purpose of any civil or criminal proceedings, there shall be a rebuttable presumption that any person acting pursuant to this subsection did so in good faith.

Effective September 18, 1981

CHAPTER 73

S. P. 28 — L. D. 24

AN ACT to Permit 10% Overweight Tolerance for Certain Material Transported on the Highways.

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

29 MRSA § 1655, first sentence, as amended by PL 1979, c. 226, is further amended to read:

The operation on the highways of any vehicle loaded entirely with firewood, sawed lumber, dimension lumber, pulpwood, wood chips, logs, soils, unconsolidated rock materials including limestone, bolts, farm produce, road salt, manufacturer's concrete products, building materials which absorb moisture during delivery originating and terminating within the State, or dump trucks, tractor dump trucks or transit-mix concrete trucks carrying highway construction materials; or any vehicle loaded with a majority of products requiring refrigeration, whether by ice or mechanical equipment, and on such vehicles when inspected by the Maine State Police, the number of the seal shall be recorded and the number of the new seal shall be recorded by the Maine State Police, the operation on the highways of any vehicle loaded with raw ore from mine or quarry to place of processing shall not be deemed to be in violation if the gross weight of such vehicle does not exceed 110% of the maximum gross weight for which such vehicle is then registered, nor 110% of the maximum gross weight

permitted for such vehicle by section 1652, and provided that the maximum axle loads for these vehicles do not exceed 24,200 pounds for a single axle unit, 46,000 pounds for a tandem axle unit and 54,000 pounds for a tri-axle unit, except that 64,000 pounds shall be permitted on the tri-axle unit of a 4-axle motor vehicle hauling forest products until November 1, 1982.

Effective September 18, 1981

CHAPTER 74

H. P. 165 — L. D. 220

AN ACT to Amend the Law Relating to the Licensing of Privately-owned Business, Trade and Technical Schools.

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

Sec. 1. 20 MRSA §§ 2661 to 2663, as enacted by PL 1969, c. 451 and as amended, are repealed and the following enacted in their place:

§ 2661. Certificate of approval; exempt institutions

1. Requirement of certificate of approval. Any person, partnership, corporation or school located either within or outside the State shall obtain a certificate of approval from the commissioner before conducting any course of instruction or before collecting any tuition, fee or other charge for conducting or soliciting for any educational services or related training.

2. Exemptions. Schools of hairdressing and beauty culture which are subject to approval of the State Board of Cosmetology, educational programs related to the real estate professions which are subject to approval under Title 32, chapter 59, Real Estate Brokers and Salesmen, educational programs offered by any Maine nonprofit corporation, any educational programs offered by any professional or trade association primarily for the benefit of its own members and any institution authorized by the laws of this State to grant a degree are exempt from the requirements of this chapter.

§ 2662. Application form; fee; bond

1. Application requirements; certification; bonding and cancellation of certificate. The application for a certificate of approval required in section 2661 shall be made on forms furnished by the commissioner and shall be accompanied by a fee of \$100 and a surety bond in the penal sum of \$1,000.

A. A certificate of approval is valid for the calendar year in which it is issued.