

# 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**  
OF THE  
**STATE OF MAINE**

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FIRST REGULAR SESSION

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ONE HUNDRED AND TENTH LEGISLATURE

1981

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## CHAPTER 299

S. P. 356 — L. D. 1031

### AN ACT to Provide a One Month Grace Period for Expired Motor Vehicle Registrations.

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

Sec. 1. 29 MRSA § 102, first ¶, as repealed and replaced by PL 1975, c. 770, § 138, is amended by adding at the end 3 new sentences to read:

The owner or operator of a vehicle operated with an expired registration during the 30 days immediately after the expiration of the registration shall be issued a warning, rather than a summons, in a form to be designated by the Chief of the State Police. This warning shall state that the owner or operator shall, within 2 business days, cause the vehicle to be registered in accordance with this chapter. The warning shall further state that, because the owner or operator was found operating an unregistered vehicle during the 30 days immediately after the expiration of the registration, the renewed registration shall expire on the same month as the previous registration and the registration fee shall be that of a full year registration.

Sec. 2. 29 MRSA § 102, 2nd ¶, 5th sentence, as enacted by PL 1977, c. 371, § 1, is repealed.

Sec. 3. 29 MRSA § 102, 2nd ¶, last sentence, as enacted by PL 1977, c. 371, § 2, is repealed.

Effective September 18, 1981

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## CHAPTER 300

H. P. 1010 — L. D. 1206

### AN ACT to Limit Liability Regarding Donations to Food Banks.

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

14 MRSA § 166 is enacted to read:

#### § 166. Immunity for certain food donations

1. **Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Canned food" means any food commercially processed and prepared for human consumption.

B. "Perishable food" means any food which may spoil or otherwise become unfit for human consumption because of its nature, type or physical condition. It includes, but is not limited to, fresh and processed meats, poultry, seafood, dairy products, bakery products, eggs in the shells, fresh fruits and vegetables and foods which have been packaged, refrigerated or frozen.

2. Immunity for donor. Notwithstanding any other provision of law, a good faith donor of canned or perishable food, which is apparently fit for human consumption at the time it is donated, to a bona fide charitable or not-for-profit organization for free distribution, is immune from civil liability arising from injury or death due to the condition of the food, unless the injury or death is a direct result of the gross negligence, recklessness or intentional misconduct of the donor.

3. Immunity of distributor. Notwithstanding any other provision of law, a bona fide charitable or not-for-profit organization and any employee or volunteer of that organization who in good faith receive and distribute food, which is apparently fit for human consumption at the time it is distributed, without charge, are immune from civil liability arising from an injury or death due to the condition of the food, unless the injury or death is a direct result of the gross negligence, recklessness or intentional misconduct of the organization.

4. Application. This section applies to all good faith donations of perishable food which is not readily marketable due to appearance, freshness, grade, surplus or other conditions, but nothing in this section restricts the authority of any appropriate agency to regulate or bar the use of that food for human consumption.

Effective September 18, 1981

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## CHAPTER 301

H. P. 767 — L. D. 903

AN ACT to Amend the Provisions for Election as Voter Member of a County Charter Commission.

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

Sec. 1. 21 MRSA § 491, 2nd and 3rd sentences, as repealed and replaced by PL 1977, c. 425, § 2, are amended to read:

A person may file as a candidate for any federal, state or county office either by