

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

SECOND SPECIAL SESSION

September 25, 1981

AND

THIRD SPECIAL SESSION

December 9, 1981

AND

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

AND AT THE

FOURTH SPECIAL SESSION

April 28, 1982 to April 29, 1982

AND AT THE

FIFTH SPECIAL SESSION

May 13, 1982

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co.
Augusta, Maine
1981

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND AND THIRD SPECIAL SESSIONS

and

SECOND REGULAR SESSION

and

FOURTH AND FIFTH SPECIAL SESSIONS

of the

ONE HUNDRED AND TENTH LEGISLATURE

1981

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

Sec. 1. 36 MRSA §4695, 2nd ¶, as amended by PL 1981, c. 71, §2, is further amended to read:

An excise tax of 40¢ 30¢ per case, as defined in section 4692, subsections 1 to 3, is levied and imposed upon the privilege of packing sardines.

Sec. 2. 36 MRSA §4697, first ¶, first sentence, as last amended by PL 1981, c. 71, §3, is further amended to read:

Every packer shall, on or before the 10th day of each month, report to the State Tax Assessor the quantity of sardines packed by him during the preceding calendar month, on forms furnished by the State Tax Assessor, and pay to the State Tax Assessor the tax of 40¢ 30¢ per case on all sardines reported as packed.

Sec. 3. Effective date. This Act shall take effect on August 1, 1982.

Sec. 4. Referendum exception. This sardine tax increase shall not be subject to the special industry tax referendum provisions found in the Revised Statutes, Title 36, sections 31 to 35.

Effective August 1, unless otherwise indicated.

CHAPTER 615

H.P. 2028 - L.D. 2004

AN ACT to Permit Physicians' Assistants to Take Blood Samples in Cases Involving Operating Under the Influence.

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

Sec. 1. 29 MRSA §1312, sub-§6, 2nd ¶, as amended by PL 1981, c. 475, §6, is further amended to read:

Only a duly licensed physician, registered physician's assistant, registered nurse or a person certified by the Department of Human Services under certification standards to be set by that department, acting at the request of a law enforcement officer, may draw a specimen of blood for the purpose of determining the blood-alcohol level of a person who has not revoked his implied consent and who has selected a blood test. This limitation shall not apply to the taking of breath specimens.

Sec. 2. 29 MRSA §1312, sub-§7, as amended by PL 1975, c. 293, §4, is further amended to read:

7. Liability. No physician, physician's assistant, registered nurse or person certified by the Department of Human Services in the exercise of due care shall be liable in damages or otherwise for any act done or omitted to be done in performing the act of collecting or withdrawing specimens of blood at the request of a law enforcement officer pursuant to this section.

Effective July 13, 1982.

CHAPTER 616

H.P. 2070 - L.D. 2011

AN ACT to Amend the Medical Practice Act.

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

Sec. 1. 32 MRSA §3271, first sentence, as amended by PL 1981, c. 240, is further amended to read:

Any graduate of a medical school in the United States or Canada designated as accredited by the Liaison Committee on Medical Education, or of a foreign-chartered medical school that meets the guidelines established for accreditation by the Liaison Committee on Medical Education, or any foreign medical school graduate who has been evaluated by the Educational Commission for Foreign Medical Graduates and is a recipient of its permanent certificate, or has successfully completed an academic year of supervised clinical