

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

to facilities licensed by the Department of Human Services under Title 22, section 8101, subsections 1 to 3, subsection 4, paragraph A and subsection 5.

Effective July 13, 1982.

CHAPTER 641

H.P. 1837 - L.D. 1834

AN ACT to Clarify the Statutes Pertaining to Search and Rescue.

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

Sec. 1. 12 MRSA §7035, sub-§4, as enacted by PL 1979, c. 420, §1, is repealed and the following enacted in its place:

4. Search and rescue. Whenever the commissioner receives notification that any person has gone into the woodlands or onto the inland waters of the State on a hunting, fishing or other trip and has become lost, stranded or drowned, the commissioner shall exercise the authority to take reasonable steps to ensure the safe and timely recovery of that person; except in cases involving downed or lost aircraft covered by Title 6, section 303.

A. The commissioner may summon any person in the State to assist in those search and rescue attempts. Each person summoned shall be paid at a rate set by the commissioner with the approval of the Governor and shall be provided with subsistence while engaged in these activities.

B. The expenses of the department in search and rescue efforts shall be paid from the General Fund.

C. The commissioner may enter into written agreements with other agencies or corporations, including commercial recreational areas, allowing partial search and rescue responsibility within specified areas.

D. The commissioner may terminate a search and rescue

operation by members of his department when, in his opinion, all reasonable efforts have been exhausted.

Any person who has knowledge that another person is lost, stranded or drowned in the woodlands or inland waters of the State shall notify the Warden Service Division of the Department of Inland Fisheries and Wildlife.

Sec. 2. 12 MRSA §7036, sub-§4 is enacted to read:

4. Failure to notify. Except as otherwise provided through written agreement, a person is guilty of failure to report a lost, stranded or drowned person if he has knowledge that a person is lost, stranded or drowned in the woodlands or inland waters of the State and fails to give notice of the incident by quickest means to the Warden Service Division of the Department of Inland Fisheries and Wildlife.

Effective July 13, 1982.

CHAPTER 642

H.P. 1755 - L.D. 1745

AN ACT to Allow the Chairman of the Public Utilities Commission to Make Sure that a Commission Member is Present at Certain Hearings.

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

35 MRSA §299, as amended by PL 1975, c. 392, §1, is further amended by adding at the end a new paragraph to read:

For any particular hearing or series of hearings before the commission, the chairman may assign a commissioner, including the chairman, to attend.

Effective July 13, 1982.
