

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

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

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

3. Fee for transportation into Maine from out-of-state. If hazardous waste or waste oil is transported into Maine from out-of-state, the person who first transports the hazardous waste or waste oil into Maine shall pay a fee equal to twice the amount indicated by the schedules outlined in subsection 2 or 5, as if that person were the generator of the hazardous waste or the waste oil dealer, as the case may be.

The commissioner may waive up to 50% of the fee imposed under this subsection if the state from which the hazardous waste or waste oil is transported to Maine observes the same reciprocity with regard to hazardous waste transported to that state from Maine.

Sec. 10. 38 MRSA §1319-I, sub-§4-A is enacted to read:

4-A. Fee on waste oil sale or disposal. Waste oil dealers shall pay a fee of 1¢ a gallon on each gallon of waste oil which they transport, collect or store. No fee may be imposed by this subsection with respect to the waste oil if the waste oil dealer who would be liable for the fee establishes that a prior fee has been imposed by this subsection and paid to the Maine Hazardous Waste Fund with respect to the waste oil. Waste oil dealers shall maintain records sufficient to determine whether the dealer is liable for any and all fees imposed on him pursuant to this subsection and shall submit such records to the department at such times as the board may by rule require.

Sec. 11. 38 MRSA §1319-I, sub-§10, as enacted by PL 1981, c. 478, §7, is repealed.

Effective September 23, 1983.

CHAPTER 343

H.P. 715 - L.D. 906

AN ACT to Amend the Reporting Requirements
in Cases of Death Due to Abuse or Neglect.

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

Sec. 1. 22 MRSA §3478, as enacted by PL 1981, c. 705, Pt. E, §2, is amended to read:

§3478. Mandatory reporting to medical examiner for post-mortem investigation

A person required to report cases of known or suspected abuse or neglect, who knows or has reasonable cause to suspect that an adult has died as a result of abuse or neglect, shall report that fact to the appropriate medical examiner authority as provided in section 3026. The medical examiner shall accept the report for investigation and shall report his findings to the police, the appropriate district attorney, the department and, if the institution making the report is a hospital, the hospital. An adult shall not be considered to be abused or neglected solely because he was provided with treatment by spiritual means by an accredited practitioner of a recognized religious organization.

Sec. 2. 22 MRSa §4013, as enacted by PL 1979, c. 733, §18, is amended to read:

§4013. Mandatory reporting to medical examiner for post-mortem investigation

A person required to report cases of known or suspected abuse or neglect, who knows or has reasonable cause to suspect that a child has died as a result of abuse or neglect, shall report that fact to the appropriate medical examiner authority as provided in section 3026. The medical examiner shall accept the report for investigation and shall report his findings to the police, the appropriate district attorney, the department and, if the institution making the report is a hospital, the hospital. A child shall not be considered to be abused or neglected solely because he was provided with treatment by spiritual means by an accredited practitioner of a recognized religious organization.

Effective September 23, 1983.

CHAPTER 344

H.P. 963 - L.D. 1244

AN ACT to Establish the Position of
Director of Technical Analysis within the
Public Utilities Commission.

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