

# 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 453-End

AND AT THE  
**FIRST SPECIAL SESSION**  
September 6, 1983 to September 7, 1983  
Chapters 583-588

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

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

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION

CONTINUED

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

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A. The hearing and notice shall be as provided in section 2241, subsection 3.

B. The sole issue at the hearing shall be whether by a preponderance of the evidence there was probable cause to believe that the person was operating or attempting to operate with an excessive blood-alcohol level. If it is determined, after hearing, that there was not probable cause to believe that the person operated or attempted to operate a motor vehicle with an excessive blood-alcohol level, the suspension shall be removed immediately.

Sec. 2. 29 MRSA §1312-D, sub-§7, as amended by PL 1981, c. 679, §40, is further amended to read:

7. Suspension in effect during appeal. If any person suspended under section 1311-A or convicted or adjudicated of a violation of section 1312-B or 1312-C appeals the judgment or adjudication or administrative determination of the Secretary of State, the suspension imposed shall remain in effect during the time an appeal is pending, unless the court orders otherwise, or unless the Secretary of State restores the license, permit or privilege to operate pending decision on the appeal.

Sec. 3. 29 MRSA §2241-D, sub-§1, as amended by PL 1981, c. 456, Pt. A, §96, is further amended to read:

1. Fee. Notwithstanding any other provisions of ~~Title 29~~ this Title, before a mandatory suspension, a mandatory revocation or a suspension ordered by the Secretary of State or a court of a person's driving privilege may be terminated or reinstated, there shall be paid to the Secretary of State a fee of ~~\$20~~ \$25 which shall be in addition to the regular registration or license fee.

Sec. 4. Effective date. This Act shall take effect on January 1, 1984.

Effective January 1, 1984.

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## CHAPTER 506

H.P. 75 - L.D. 80

AN ACT to Establish a Sign on the Maine  
Turnpike to Guide Visitors to Norway,  
South Paris and the Oxford Hills Region.

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

23 MRSA §1201, sub-§35 is enacted to read:

35. Norway, South Paris and the Oxford Hills Region. Such sign shall be constructed and maintained on the Maine Turnpike no more than 7 miles southerly from exit 11 and shall be worded as follows:

EXIT FOR NORWAY, SOUTH PARIS  
AND THE OXFORD HILLS REGION

Effective September 23, 1983.

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## CHAPTER 507

H.P. 851 - L.D. 1101

AN ACT to Amend the Laws Relating to  
Transportation or Cutting of Christmas Trees.

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

Sec. 1. 12 MRSA §8841, sub-§3, as enacted by PL 1979, c. 545, §3, is repealed.

Sec. 2. 12 MRSA §§8842, 8843, 8844 and 8845, as enacted by PL 1979, c. 545, §3, are repealed and the following enacted in their place:

§8842. Owner's permission required

It is unlawful for any person, firm or corporation to cut or transport Christmas trees or evergreen boughs on land of another without securing written permission or bill of sale from the owner or his authorized agents. In the case of cutting, only one such permit is needed per work crew. Any officer authorized to make inspections and investigation under this Article may require of any person, firm or corporation engaged in cutting or transporting Christmas trees or evergreen boughs to show:

1. Cutting. If engaged in cutting, a current written permit or bill of sale from the owner when cutting growth of another; and

2. Transportation. If engaged in transportation, a current written permit, bill of sale, port of entry statement or other written proof of ownership