

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

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
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
JANUARY 4, 1984 TO APRIL 25, 1984

Whereas, the omission of these terms restricts the Department of Human Services in its actions to assist clients of the Department of Mental Health and Mental Retardation; and

Whereas, the term "nominated" currently used in the statutes has a specific meaning in the Probate Code not intended to be applicable in this situation; and

Whereas, the recodified statutes went into effect on January 16, 1984, and there is a need to correct the language as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

34-B MRSA §1207, sub-§1, ¶B, as amended by PL 1983, c. 580, § 4, is further amended to read:

B. Information may be disclosed if necessary to carry out any of the statutory functions of the department, the hospitalization provisions of chapter 3, subchapter IV or the purposes of Title 22, section 3554, dealing with the investigatory function of the Protection and Advocacy Agency of the Developmentally disabled in Maine, or the purposes of Title 18-A, section 5-601, subsection (b), where the Department of Human Services is nominated requested by the Department of Mental Health and Mental Retardation to act as public guardian or public conservator;

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective February 24, 1984.

CHAPTER 627

H.P. 1469 - L.D. 1921

AN ACT to Prevent Unfair Charges
for Submitting Applications for Work.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, certain employers have initiated a practice of charging job seekers a fee for applying for employment; and

Whereas, this practice appears to take advantage of individuals actively attempting to obtain employment in a period of recession and unusually high joblessness; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

26 MRSA §594 is enacted to read:

§594. Charge by an employer for an application for employment

It is unlawful for an employer to assess a fee or charge a prospective employee in any fashion for requesting, submitting, filing or completing an application for employment with that employer. Any employer who violates this section shall be liable to a penalty of not more than \$500 for each violation. It is the duty of the director to enforce this section.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective February 24, 1984.

CHAPTER 628

H.P. 1408 - L.D. 1830

AN ACT to Clarify the Fair Apportionment
of the Cost of Canceled Generating Facilities.