

# 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.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1986

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**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

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Every court in every case wherein a person is convicted of or adjudicated to have committed the violation of any statute or appeals from any conviction or adjudication relative to motor vehicles or to the operation of any vehicle shall forthwith transmit to the Secretary of State an abstract, duly certified, setting forth therein the name of the court, the docket number of the case, the names of the parties, the nature of the offense, the date of the offense, the date of hearing, the plea, the judgment and the result; and in cases involving any violation of sections 1251 to 1254 and 1256, the abstract shall contain the legal speed involved and the speed of which the person was convicted; and they shall be open to public inspection during reasonable hours. Said The judges may make such recommendations to the Secretary of State as to suspension or revocation of licenses and certificates of registration of respondents as they deem to be in furtherance of justice.

Where a court is equipped with a computer terminal or other electronic data processing equipment having the capacity to transmit to and retrieve from the official motor vehicle records of the Secretary of State all information designated to be included in the abstract required by this section, the court may use the computer terminal or electronic data processing equipment in lieu of a written document to communicate and certify the information to the Secretary of State.

Effective July 25, 1984.

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## CHAPTER 774

H.P. 1808 - L.D. 2390

AN ACT to Require Downstream Public  
Notification of Release of Water Impoundments.

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

12 MRSA §7034, sub-§10 is enacted to read:

10. Water level danger zones. The commissioner may establish, in accordance with section 7035, subsection 1, water level danger zones. These zones shall consist of those areas of rivers and streams below water impoundment which are subject to rapidly

changing water levels. The commissioner may promulgate rules to protect those using those areas for hunting, fishing, trapping and boating purposes. The commissioner may not regulate the flow of water under this section.

Effective July 25, 1984.

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## CHAPTER 775

S.P. 841 - L.D. 2265

AN ACT to Clarify the Definition of  
"Traffick" with Respect to Growing and  
Cultivating Marijuana.

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

17-A MRSA §1101, sub-§17, ¶B, as enacted by PL 1975, c. 499, §1, is amended to read:

B. To grow or cultivate, ~~except with respect to~~  
~~marihuana;~~

Effective July 25, 1984.

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## CHAPTER 776

H.P. 1638 - L.D. 2167

AN ACT to Update and Clarify Certain  
Provisions of the Mining Excise Tax.

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

Sec. 1. 36 MRSA §581-D is enacted to read:

§581-D. Mineral lands subject to an excise tax

Any statutory or constitutional penalty imposed as a result of a change of use, whether imposed before or after January 1, 1984, shall be determined without regard to the presence of minerals, provided that when payment of the penalty is made or demanded,