

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

Sec. 3. 7 MRSA §1033-A is enacted to read:

§1033-A. Duties of the commissioner

1. Inspection fee. After considering the recommendations of the board, as provided in section 1033, subsection 2, paragraph G, and after considering available money appropriated from the General Fund, the commissioner shall set the inspection fee for loads packed in Maine bags pursuant to rule adopted pursuant to the Maine Administrative Procedure Act, Title 5, chapter 375.

2. Statement of basis for fee. Upon request of the board, the commissioner shall provide to the board and other interested parties a written statement of the basis for the fee established under this section.

Effective July 25, 1984.

CHAPTER 781

H.P. 1700 - L.D. 2254

AN ACT to Clarify Abrogation of Privileged Communications.

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

Sec. 1. 20-A MRSA §4008, sub-§3, ¶A, as enacted by PL 1981, c. 693, §5, is amended to read:

A. To comply with Title 22, ~~section 4011~~ chapter 1071; and

Sec. 2. 22 MRSA §4015, as amended by PL 1981, c. 211, §1, is further amended to read:

§4015. Privileged or confidential communications

The husband-wife and physician and psychotherapist-patient privileges under the Maine Rules of Evidence and the confidential quality of communication under Title 20, sections 805 and 806 Title 20-A, sections 4008 and 6001, to the extent allowed by applicable federal law; Title 24-A, section 4224; and Title 32, sections 1092-A and 7005, are abrogated in relation to required reporting, cooperat-

ing with the department or a guardian ad litem in an investigation or other child protective activity or giving evidence in a child protection proceeding.

Effective July 25, 1984.

CHAPTER 782

H.P. 1717 - L.D. 2276

AN ACT Relating to the Enforcement and Collection of Child Support Obligations.

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

Sec. 1. 5 MRSA §1003, is amended by adding at the end a new paragraph to read:

A member's retirement allowance shall be available to satisfy any child support obligation which is otherwise enforceable by execution, garnishment, attachment, assignment or other process. A member's accumulated contributions being refundable under section 1096 shall be available to satisfy any child support obligation which is otherwise enforceable by execution, garnishment, attachment, assignment or other process.

Sec. 2. 19 MRSA §504, sub-§10 is enacted to read:

10. Priority of order. Notwithstanding any other provision of law, the order to withhold and deliver shall have absolute priority over previously filed orders against assets, earnings and assignments of earnings not for the enforcement of a child support obligation entered after the effective date of this subsection.

Sec. 3. 19 MRSA §511, as enacted by PL 1975, c. 532, §3, is amended by adding after the first paragraph a new paragraph to read:

Notwithstanding any other provision of law, an assignment of earnings presented by the commissioner shall have absolute priority over previously filed orders against earnings and assignments of earnings not for the enforcement of a child support obligation, which orders and assignments were entered after the effective date of this paragraph.