

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1984 to June 20, 1985

Chapters 1-384

PUBLISHED BY THE REVISOR OF STATUTES IN ACCORDANCE WITH
MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 163-A,
SUBSECTION 4.

J.S. McCarthy Co., Inc.
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1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
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1985

partment, shall be kept confidential and may not be disclosed by any person, except that criminal history record information may be disseminated in accordance with Title 16, chapter 3, subchapter VIII, and documents, other than those documents pertaining to information obtained by the department for the purpose of evaluating a committed offender's ability to participate in a community-based program or from informants in a correctional facility for the purpose of determining whether prison rules have been violated, may be disclosed:

- A. To any person, if the person receiving services, his legal guardian, if any, or, if he is a minor, his parent or legal guardian, gives his informed written consent to the disclosure of the documents referred to in subsection 1 after being given the opportunity to review the documents sought to be disclosed;
- B. To any state agency if necessary to carry out the statutory functions of that agency; and
- C. If ordered by a court of record, subject to any limitation in the Maine Rules of Evidence, Rule 503.

Effective September 19, 1985.

CHAPTER 60

H.P. 165 - L.D. 199

AN ACT to Extend the Shoreland Zone in some Municipalities.

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

12 MRSA §4811, as amended by PL 1983, c. 458, §2, is further amended by adding at the end a new paragraph to read:

Notwithstanding the definition of shoreland areas in this section, the jurisdiction of municipal shoreland zoning ordinances may include any structure built on, over or abutting a dock, wharf, pier or other structure extending beyond the normal high water mark of a water body. Municipalities may enact

restrictions on that structure. Nothing in this paragraph may be construed to permit a municipality to regulate, under this chapter, a structure which is located more than 250 feet above the normal high water mark.

Effective September 19, 1985.

CHAPTER 61

H.P. 230 - L.D. 271

AN ACT to Clarify Accidental Death Benefits
Payable to Spouses and Children of
Members.

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

Sec. 1. 5 MRSA §1125, sub-§1-A, as amended by PL 1983, c. 146, §3, is repealed and the following enacted in its place:

1-A. Members of the retirement system. If a member of the retirement system dies as the result of an injury arising out of and in the course of employment, benefits payable to his beneficiary or beneficiaries shall be as follows:

A. A spouse, alive at the time of death of the member, shall be paid 2/3 of the average final compensation of the member. This sum shall be paid in equal monthly installments commencing the first month after the death occurs;

B. A spouse, alive at the time of death of the member, and who has the care of the child or children, as defined by section 1001, subsection 6, of the member shall be paid an annual sum equal to the average final compensation of the member. This sum shall be paid in equal installments commencing the first month after the death occurs. At the time the youngest surviving child becomes ineligible to receive benefits under section 1001, subsection 6, the annual sum paid shall be reduced to 2/3 average final compensation of the member. If the beneficiaries are a spouse and a child or children not in the care of the spouse, the benefit provided by this para-