

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.
Augusta, Maine
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
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1985

10 MRSA §1104, as amended by PL 1983, c. 340, §2, is further amended by adding at the end a new paragraph to read:

Each course of conduct which constitutes a violation of sections 1101 and 1102 is a civil violation for which a civil penalty of not more than \$50,000 for each defendant shall be adjudged. In any action initiated by the Attorney General pursuant to this section to prevent and restrain violations of sections 1101 and 1102, the Attorney General may include an action to recover civil penalties by each defendant for each course of conduct alleged. An action to recover a civil penalty from a defendant under this section shall bar a criminal prosecution pursuant to section 1101 or 1102 against that defendant for the same course of conduct on which the action to recover the civil penalty is based. A criminal prosecution against a defendant pursuant to section 1101 or 1102 shall bar any action to recover a civil penalty under this section from that defendant for the same course of conduct on which the criminal prosecution is based.

Effective September 19, 1985.

CHAPTER 350

S.P. 210 - L.D. 568

AN ACT to Make Allocations from the
Transportation Safety Fund for the
Fiscal Years Ending June 30, 1986, and
June 30, 1987.

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

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the department will become due and payable on or immediately after July 1, 1985; 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:

Sec. 1. 29 MRSA §2713, sub-§3, ¶A, as amended by PL 1983, c. 397, §1, is further amended to read:

A. There shall be allocated to the Department of Public Safety for State Police up to \$460,000 \$1,100,000 annually from the fund to carry out the statutory duties of the bureau imposed by this chapter and Title 35 and for related activities.

Sec. 2. Allocation of Transportation Safety Fund. Income to the Transportation Safety Fund for the next 2 fiscal years, from July 1, 1985, to June 30, 1986, and from July 1, 1986, to June 30, 1987, shall be segregated, apportioned and disbursed as designated in the following schedule.

	<u>1985-86</u>	<u>1986-87</u>
<u>PUBLIC SAFETY, DEPARTMENT OF</u>		
Motor Carrier Safety		
Positions	(20)	(20)
Personal Services	\$424,121	\$427,563
All Other	85,040	87,617
Capital Expenditures	<u>17,808</u>	<u>19,504</u>
Total	\$526,969	\$534,684
Traffic Safety		
Positions	(6)	(6)
Personal Services	206,783	214,325
All Other	34,066	35,409
Capital Expenditures	<u>71,444</u>	<u> </u>
Total	\$312,293	\$249,734
GRAND TOTAL	\$839,262	\$784,418

Sec. 3. Adjustments to allocations. Allocations may be increased or adjusted by the State Budget Officer with the approval of the Governor to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature and those reclassifications, range changes which have been approved by the Department of Personnel and submitted for legislative review prior to the effective date of this Act.

Sec. 4. Encumbered balance at year end. At the end of each fiscal year, all encumbered balances shall not be carried more than once.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1985.

Effective July 1, 1985.

CHAPTER 351

H.P. 956 - L.D. 1376

AN ACT Establishing a System for the Reporting of Selected Neurological Disorders.

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

22 MRSA c. 270 is enacted to read:

CHAPTER 270

INFORMATION AND REFERRAL SERVICES

§1681. Parkinson's Syndrome

The department shall establish, maintain and operate an information and referral service for Parkinson's Syndrome to assist in promoting the general health and welfare of Maine's citizens, including, but not limited to, the following specific purposes:

1. Information. To provide educational materials to the medical community and other interested individuals relating to the nature and treatment of Parkinson's Syndrome; and

2. Referral. To maintain a referral service to make available, upon request, the names and addresses and phone numbers, when known, of:

A. Physicians who have an interest or expertise in Parkinson's Syndrome; and