

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

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

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

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

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

9-B MRSA §241, sub-§5 is enacted to read:

5. Availability of funds for items deposited. With respect to items deposited into an account, financial institutions authorized to do business in this State shall make those funds available for withdrawal from that account within a reasonable time. The superintendent may promulgate rules setting forth limitations and disclosure requirements governing funds availability. For purposes of this section, account means a checking account or any other transactional account, a savings account or a time account. If a federal law or regulation governing availability of funds is in effect, rules promulgated under this subsection shall be no more restrictive with respect to time periods in which funds must be available for withdrawal than those federal laws or regulations.

Effective July 16, 1986.

CHAPTER 562

S.P. 700 - L.D. 1785

AN ACT to Provide Immunity from Civil Liability for Court Mediators.

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

Whereas, mediators employed by the Court Mediation Service are not state employees; and

Whereas, mediators therefore enjoy no current immunity from liability comparable to that enjoyed by state employees; and

Whereas, mediators are therefore currently working for the Judicial Department without any protection from suit; 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 preser-

vation of the public peace, health and safety; now, therefore,

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

4 MRSA §18, sub-§2-A is enacted to read:

2-A. Immunity from civil liability. A person serving as a mediator under contract with the Judicial Department is immune from any civil liability for negligent acts described in Title 14, section 8111, subsection 1, performed within the scope of the mediator's duties.

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

Effective March 5, 1986.

CHAPTER 563

H.P. 1204 - L.D. 1711

AN ACT Relating to Public Utility Service Charge Liens.

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

Sec. 1. 4 MRSA §152, sub-§3, as repealed and replaced by PL 1983, c. 796, §1, is amended to read:

3. Civil actions to enforce liens. Original jurisdiction, concurrent with the Superior Court, of all civil actions to enforce liens under Title 10, chapter 603 and under Title 35, section 316, and the court shall determine the amount pursuant to Title 10, section 3258;

Sec. 2. 35 MRSA §316, sub-§3, as enacted by PL 1985, c. 87, is amended to read:

3. Lien against the rental property. Notwithstanding section 3225, in addition to whatever other legal remedies the utility may have against the landlord who does not pay for utility service provided to rental property, the utility shall have a lien upon the rental property and on any interest the landlord