

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

a repository covered by section 1461, subsection 1, is subject to the requirements in this section. Except for storage in existing licensed capacity, on-site storage of spent fuel from a nuclear power plant shall be subject to subsections 1 and 2.

Effective July 16, 1986.

CHAPTER 803

H.P. 951 - L.D. 1370

AN ACT to Expand and Continue Alcoholism Treatment, Education, Prevention and Research Programs.

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

Sec. 1. 28 MRSA §474, sub-§3, as enacted by PL 1981, c. 454, §8, is amended to read:

3. Amount of premium. The premium imposed by subsections 1 and 2 shall be 5¢ 10¢ per gallon, or its metric equivalent, or fraction or multiple thereof, on all malt beverages sold in this State; ~~15¢~~ 30¢ per gallon, or its metric equivalent, or fraction or multiple thereof, on all wine containing 14% or less alcohol by volume sold in this State; ~~12¢~~ 24¢ per gallon, or its metric equivalent, or fraction or multiple thereof, on all sparkling wines manufactured in or imported into this State; ~~62 1/2¢~~ \$1.25 per proof gallon as the term proof gallon is defined in the United States Code, Title 26, Section 5002, or its metric equivalent, or fraction or multiple thereof, on all spirituous liquors and wines containing more than 14% alcohol by volume sold in this State.

Sec. 2. 28 MRSA §475, sub-§1, as enacted by PL 1981, c. 454, §8, is amended to read:

1. Purposes and objects. The Legislature may make allocations from the fund to any public or private agency or person to carry out the purposes of this chapter. Beginning in 1987, legislation relating to allocations from the fund shall be reviewed by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs. This legislation shall be submitted in the same line category format, including position count,

as that required of legislation affecting the General Fund. Other legislation relating to alcoholism programs shall be reviewed by the appropriate committee.

Sec. 3. Allocation. Upon the effective date of this Act, the Commissioner of Finance and Administration shall certify to the State Controller, with a copy to take to the Legislative Office of Fiscal and Program Review, the amount of General Fund tax revenues projected to be lost due to decreased consumption resulting from the increase in the premium tax, not to exceed \$600,000, for fiscal year 1986-87, and \$300,000 for the fiscal year 1987-88.

The State Controller shall then transfer from the Alcoholism Prevention, Education, Treatment and Research Fund to the General Fund the amount certified by the commissioner in equal monthly installments.

Effective July 16, 1986.

CHAPTER 804

S.P. 958 - L.D. 2400

AN ACT Relating to Medical and Legal Professional Liability.

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

Sec. 1. 14 MRSA §753 is amended to read:

§753. Two years

Actions for assault and battery, and for false imprisonment, slander, and libel and malpractice of physicians and all others engaged in the healing art shall be commenced within 2 years after the cause of action accrues.

Sec. 2. 14 MRSA §753-A is enacted to read:

§753-A. Actions against attorneys

In actions alleging professional negligence or breach of contract, for legal service, by a licensed attorney, the statute of limitations shall start to run from the date of the act or omission giving rise to the injury and not from the discovery of the malpractice, negligence or breach of contract, except: