

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

Chapters 1-542

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

Twin City Printery
Lewiston, Maine
1987

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
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1987

consistent with policies established by the State Court Administrator.

Effective September 29, 1987.

CHAPTER 138

H.P. 577 — L.D. 775

AN ACT Relating to Cancellation of Insurance Coverage as a Result of a New Driver's Suspension.

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

24-A MRSA §2914, sub-§4, as enacted by PL 1973, c. 339, §1, is amended to read:

4. The named insured or any operator who either resides in the same household or customarily operates an automobile insured under the policy has his driver's license suspended, other than a first or 2nd suspension under Title 29, section 2241-G, subsection 1 and subsection 2, paragraph A, or revoked during the policy term or, if the policy is a renewal, during its term or the 180 days immediately preceding its effective date.

Effective September 29, 1987.

CHAPTER 139

H.P. 1102 — L.D. 1493

AN ACT to Make Allocations from the Maine Nuclear Emergency Planning Fund for the Fiscal Years Ending June 30, 1988, and June 30, 1989.

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, 1987; 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. 37-B MRSA §956, sub-§1, as enacted by PL

1983, c. 460, §3, is amended to read:

1. Fee. The license holder for any nuclear power reactor operating in this State shall be assessed a fee of \$75,000 for the 1982 fiscal year and ~~\$50,000~~ \$100,000 for each year thereafter. License fees shall be paid to the committee and, upon receipt by it, credited to the fund. The committee may waive all or part of this fee if a reactor is shut down for extended periods of time.

Sec. 2. 37-B MRSA §957, as enacted by PL 1983, c. 460, §3, is amended to read:

§957. Disbursements from fund

Moneys in the fund shall be disbursed only for the preparation and implementation of emergency planning related to nuclear power plants and their fuel-cycle activities. Expenditures shall be limited to support of state agency activities, grants to counties, municipalities, interjurisdictional or regional civil emergency preparedness agencies and contractual services necessary to carry out the purposes of this chapter. Except as provided in section 959, disbursements from the fund may not exceed ~~\$50,000~~ \$100,000 each year.

Sec. 3. **Allocation of Maine Nuclear Emergency Planning Fund.** Income to the Maine Nuclear Emergency Planning Fund for the next 2 fiscal years, from July 1, 1987, to June 30, 1988, and from July 1, 1988, to June 30, 1989, shall be segregated, apportioned and disbursed as designated in the following schedule:

	<u>1987-88</u>	<u>1988-89</u>
<u>DEFENSE AND VETERANS' SERVICES,</u>		
<u>DEPARTMENT OF</u>		
Radiological Emergency Preparedness Committee		
All Other	\$100,000	\$100,000

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1987.

Effective July 1, 1987.

CHAPTER 140

H.P. 1105 — L.D. 1497

AN ACT to Establish Maine Merchant Marine Day.

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

Whereas, Maine Merchant Marine Day is proposed to be a commemorative day to be observed on May 22nd each year; and

Whereas, observance of Maine Merchant Marine Day

on May 22nd this year will not be possible unless the law is enacted as emergency legislation; 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. 1 MRSA §127 is enacted to read:

§127. Maine Merchant Marine Day

The Governor shall annually issue a proclamation setting aside May 22nd as Maine Merchant Marine Day. The proclamation shall invite and urge the people of the State to observe the day in schools and other suitable places with appropriate ceremony and study. The Maine Maritime Academy and the Department of Educational and Cultural Services may make appropriate information available to the people and the schools within the limits of their budgets.

The purpose of commemorating the United States Merchant Marines is to recognize the courage and heroism of merchant mariners who have served the nation in times of national emergencies. Merchant mariners have valiantly served the nation during periods of international conflict by serving as combatant crews on Letters of Marque during the Revolutionary War and the War of 1812 and on armed vessels during the Civil War. In World War I and World War II, they served on ships equipped with naval armament while transporting supplies and troops between the home front and war fronts. Thousands of merchant mariners have been killed, captured or injured in the defense of the nation.

Sec. 2. 20-A MRSA §405, sub-§8 is enacted to read:

8. Maine Merchant Marine Day. Maine Merchant Marine Day is May 22nd as established in Title 1, section 127.

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

Effective May 20, 1987.

CHAPTER 141

H.P. 1075 — L.D. 1458

AN ACT to Recodify the Public Utilities Law.

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

Whereas, the statutes governing public utilities affect the vital interests of the people of Maine; and

Whereas, it is likely that the First Regular Session of the 113th Legislature will enact some legislation affecting public utilities; and

Whereas, the laws will be clearer if that new legislation is prepared with reference to the new, recodified Title 35-A; 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:

PART A

Sec. 1. 22 MRSA §3602 is enacted to read:

§3602. Telecommunication services for the deaf, hearing impaired and speech impaired

1. Money for telecommunication typewriters. The Bureau of Rehabilitation within the Department of Human Services, pursuant to any appropriation of money to the bureau for telecommunication typewriters for the deaf, hearing impaired and speech impaired, shall, upon request, provide up to 50% of the cost of telecommunication typewriters to any organization or municipality that makes available the remaining funds for this equipment in a manner satisfactory to the Director of the Bureau of Rehabilitation.

2. Telecommunications Equipment Fund. A Telecommunications Equipment Fund is established. The Division of Deafness in the Bureau of Rehabilitation may accept any gifts or grants for the purposes of this section. These, and any authorized appropriations shall be deposited in the fund, and disbursed in accordance with this section. The fund may be used for purchase, lease, upgrading, installation, maintenance and repair of special telecommunications equipment for the deaf, hearing impaired or speech impaired. The Division of Deafness under the Bureau of Rehabilitation may draw on the fund in accordance with the Telecommunications Equipment Plan required under subsection 3.

3. Telecommunications Equipment Plan. The Division of Deafness shall develop a plan to make special telecommunications equipment available to deaf, hearing impaired and speech impaired persons and to distribute money from the Telecommunications Equipment Fund. The plan shall be developed by the Division of Deafness annually, not later than January 1st, in accordance with the rule-making procedures in Title 5, chapter 375. The plan shall provide for the expenditure of money from the fund for the benefit of deaf, hearing im-