

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
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Sec. 1. 23 MRSA §153, sub-§5, as amended by PL 1981, c. 470, Pt. A, §123, is further amended to read:

5. Automobile graveyards. Secure the relocation, removal or disposal of automobile graveyards and junkyards which are not in conformity with Title 30, sections 2451 to 2459; and

Sec. 2. 23 MRSA §153, sub-§6, as repealed and replaced by PL 1965, c. 492, §1, is amended to read:

6. Buildings. Erect administrative, storage and operational buildings used in affecting the objectives in conformity with section 1; or

Sec. 3. 23 MRSA §153, sub-§7 is enacted to read:

7. Other projects. Construct, improve and maintain transportation projects as directed by law.

Sec. 4. 23 MRSA §153, last ¶, as amended by PL 1971, c. 593, §20, is further amended to read:

Where property is to be purchased or taken over and held for the State, the department shall first cause the property or interest therein necessary to be acquired to be surveyed and described and a plan thereof made and to be appraised by one or more appraisers who in making each appraisal shall contact the owner or one of the owners or his designated representative if reasonably possible. All persons employed by the department are authorized, to the extent necessary for surveys and preliminary engineering, to enter and cross all lands within, adjoining and adjacent to the area to be surveyed in carrying out the objectives of this section.

Effective September 29, 1987.

CHAPTER 268

H.P. 1088 — L.D. 1479

AN ACT to Authorize Evaluation of Vital Statistics.

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

Sec. 1. 22 MRSA §2701, sub-§2 is amended to read:

2. Supervision. The state registrar shall have charge of the Office of Vital Statistics and be custodian of its files and records. He shall preserve all certificates, records and other reports returned to him under this Title. He shall have general supervision of this Title and the regulations of the department relating to the registration of vital statistics, ~~and shall direct the activities of municipal clerks in the registration of vital statistics.~~ He shall direct, supervise and control the activities of all persons when they are engaged in activities pertaining to the operation of the system of vital statistics. He shall conduct training programs to promote uniformity

of policy and procedures throughout the State in matters pertaining to the system of vital statistics. He shall monitor the accuracy, completeness and validity of all information returned to him under this Title.

Sec. 2. 22 MRSA §2702-A is enacted to read:

§2702-A. Duties to furnish information

Any person having knowledge of the facts shall furnish such information as he may possess regarding any birth, death, spontaneous fetal death, abortion, marriage, divorce or annulment, upon demand of the state registrar.

Effective September 29, 1987.

CHAPTER 269

H.P. 1089 — L.D. 1480

AN ACT to Amend the Child and Family Services and Child Protection Act as it Relates to Judicial Reviews.

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

Sec. 1. 22 MRSA §4038, sub-§1 as amended by PL 1985, c. 739, §11, is further amended to read:

1. Mandated review. If a court has made a final protection order, it shall review the case at least once within 18 months of the final protection order and at least every 2 years thereafter, unless the child has been emancipated or adopted. ~~If the court has ordered custody to any person, other than a parent or the department, no subsequent judicial review is required unless petitioned for by any party or unless specifically ordered by the court.~~

Sec. 2. 22 MRSA §4038, sub-§1-A is enacted to read:

1-A. No mandated review. Notwithstanding subsection 1, no subsequent judicial review is required unless petitioned for by any party or unless specifically ordered by the court:

A. When custody has been granted to a person other than a parent or the department;

B. When custody has been granted to a parent who did not have custody at the time the child protection petition was filed; or

C. When the child lives with the foster parent with whom the department has entered into a long-term foster care agreement pursuant to section 4064.

Effective September 29, 1987.