

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

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
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

3. Vocational rehabilitation conducted by private providers;

4. Issues and problems raised by the interaction of vocational rehabilitation efforts under the Workers' Compensation Act by the Bureau of Rehabilitation and private providers; and

5. Identification and evaluation of alternative vocational rehabilitation models in use or proposed by other states or foreign countries and their potential suitability for application in the State, including the option of requiring employers to provide vocational-technical retraining to injured employees.

The subcommittee shall report its findings, together with any legislative recommendations, to the First Regular Session of the 114th Legislature no later than December 1, 1989.

Sec. 8. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	<u>1987-88</u>	<u>1988-89</u>
<u>LEGISLATURE</u>		
Subcommittee on Rehabilitation		
Personal Services	\$ 770	\$ 3,465
All Other	700	46,000
 Total	 <u>\$1,470</u>	 <u>\$49,465</u>
Provides funds for per diem and related expenses for a 7-member subcommittee to meet 8 times and hold 3 public hearings. The cost of 2 consultants and an extensive outreach program are included in this study.		

WORKERS' COMPENSATION COMMISSION

Office of Employment Rehabilitation		
Positions		(3)
Personal Services		\$74,008
All Other		8,000
Capital Expenditures		16,675
 Total		 <u>\$98,683</u>
Provides funds for one Administrative Assistant, one Data Entry Specialist and one Planning and Research Associate II to perform the additional data gathering, compilation, analysis and worker education required.		

TOTAL APPROPRIATIONS	<u>\$1,470</u>	<u>\$150,268</u>
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Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 26, 1988.

CHAPTER 780

H.P. 1941 — L.D. 2639

AN ACT to Revise the Salaries of Certain County Officers.

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

Whereas, it has become necessary to revise the salaries of certain county officials; and

Whereas, it is desired to have these revisions retroactive to January 1, 1988; 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. 30 MRSA §2, sub-§1, as repealed and replaced by PL 1987, c. 391, is repealed and the following enacted in its place:

1. County officers' salaries. Notwithstanding other sections of this chapter, counties that are not required to obtain legislative approval of their budgets under section 253, shall not be required to obtain legislative approval of the salaries of county officers under this section. The county commissioners, treasurers, sheriffs, judges of probate, registers of probate and registers of deeds in those counties whose budgets require legislative approval under section 253, shall receive annual salaries from the county treasury, in weekly, biweekly or monthly payments, as follows:

<u>A. Androscoggin County:</u>	<u>1988</u>
<u>(1) Commissioners</u>	
<u>(a) Chairman</u>	<u>\$ 5,755</u>
<u>(b) Members</u>	<u>4,926</u>
<u>(2) Treasurer</u>	<u>18,500</u>
<u>(3) Sheriff</u>	<u>24,617</u>
<u>(4) Judge of Probate</u>	<u>11,173</u>
<u>(5) Register of Probate</u>	<u>12,444</u>
<u>(6) Register of Deeds</u>	<u>21,570</u>
<u>B. Aroostook County:</u>	

<u>(1) Commissioners</u>			<u>(a) Chairman</u>						<u>\$ 6,396</u>
	<u>1988</u>	<u>1989</u>	<u>(b) Members</u>						<u>6,004</u>
<u>(a) Chairman</u>		<u>\$2,000</u>	<u>(2) Treasurer</u>						<u>8,485</u>
<u>(b) Members</u>		<u>2,000</u>	<u>(3) Sheriff</u>						<u>24,571</u>
<u>(2) Treasurer</u>	<u>\$7,207</u>	<u>8,000</u>	<u>(4) Judge of Probate</u>						<u>14,617</u>
<u>(3) Sheriff</u>	<u>19,604</u>	<u>20,800</u>	<u>(5) Register of Probate</u>						<u>18,741</u>
<u>(4) Judge of Probate</u>	<u>10,210</u>	<u>10,210</u>	<u>(6) Register of Deeds</u>						<u>18,741</u>
<u>(5) Register of Probate</u>	<u>14,560</u>	<u>16,560</u>	<u>F. Knox County:</u>						
<u>(6) Register of Deeds</u>			<u>(1) Commissioners</u>						
<u>(a) Northern District</u>	<u>14,280</u>	<u>16,280</u>		<u>1988</u>	<u>1989</u>	<u>1990</u>	<u>1991</u>		
<u>(b) Southern District</u>	<u>14,280</u>	<u>16,280</u>	<u>(a) District 1</u>	<u>\$3,611</u>	<u>\$4,000</u>	<u>\$4,000</u>	<u>\$4,000</u>		
<u>C. Franklin County:</u>			<u>(b) District 2</u>	<u>3,439</u>	<u>4,000</u>	<u>4,000</u>	<u>4,000</u>		
		<u>1988</u>	<u>(c) District 3</u>	<u>3,439</u>	<u>4,000</u>	<u>4,000</u>	<u>4,000</u>		
<u>(1) Commissioners</u>			<u>(d) Chairman differential</u>	<u>300</u>	<u>300</u>	<u>300</u>	<u>300</u>		
<u>(a) Chairman</u>		<u>\$ 4,665</u>	<u>(2) Treasurer</u>	<u>6,000</u>	<u>6,000</u>	<u>6,000</u>	<u>7,000</u>		
<u>(b) Members</u>		<u>4,424</u>	<u>(3) Sheriff</u>	<u>25,000</u>					
<u>(2) Treasurer</u>		<u>4,828</u>	<u>(4) Judge of Probate</u>	<u>11,000</u>	<u>12,000</u>	<u>12,000</u>	<u>12,000</u>		
<u>(3) Sheriff</u>		<u>24,245</u>	<u>(5) Register of Probate</u>	<u>14,500</u>					
<u>(4) Judge of Probate</u>		<u>11,130</u>	<u>(6) Register of Deeds</u>	<u>16,200</u>					
<u>(5) Register of Probate</u>		<u>15,900</u>	<u>G. Lincoln County:</u>						
<u>(6) Register of Deeds</u>		<u>16,960</u>	<u>(1) Commissioners</u>						<u>1988</u>
<u>D. Hancock County:</u>			<u>(a) Chairman</u>						<u>\$ 5,542</u>
		<u>1988</u>	<u>(b) Members</u>						<u>4,765</u>
<u>(1) Commissioners</u>			<u>(2) Treasurer</u>						<u>5,185</u>
<u>(a) Chairman</u>		<u>\$ 6,870</u>	<u>(3) Sheriff</u>						<u>25,232</u>
<u>(b) Members</u>		<u>6,411</u>	<u>(4) Judge of Probate</u>						<u>12,503</u>
<u>(2) Treasurer</u>		<u>15,277</u>	<u>(5) Register of Probate</u>						<u>15,000</u>
<u>(3) Sheriff</u>		<u>26,500</u>	<u>(6) Register of Deeds</u>						<u>19,128</u>
<u>(4) Judge of Probate</u>		<u>13,633</u>	<u>H. Oxford County:</u>						
<u>(5) Register of Probate</u>		<u>14,167</u>	<u>(1) Commissioners</u>						<u>1988</u>
<u>(6) Register of Deeds</u>		<u>15,277</u>	<u>(a) Chairman</u>						<u>\$ 5,358</u>
<u>E. Kennebec County:</u>									
		<u>1988</u>							
<u>(1) Commissioners</u>									

<u>(b) Members</u>	<u>4,882</u>	<u>(3) Sheriff</u>	<u>21,000</u>
<u>(2) Treasurer</u>	<u>6,453</u>	<u>(4) Judge of Probate</u>	<u>13,446</u>
<u>(3) Sheriff</u>	<u>25,074</u>	<u>(5) Register of Probate</u>	<u>14,690</u>
<u>(4) Judge of Probate</u>	<u>13,451</u>	<u>(6) Register of Deeds</u>	<u>15,676</u>
<u>(5) Register of Probate</u>	<u>15,413</u>	<u>L. Somerset County:</u>	<u>1988</u>
<u>(6) Register of Deeds</u>		<u>(1) Commissioners</u>	
<u>(a) Eastern District</u>	<u>15,845</u>	<u>(a) Chairman</u>	<u>\$ 4,511</u>
<u>(b) Western District</u>	<u>12,600</u>	<u>(b) Members</u>	<u>3,865</u>
<u>I. Penobscot County:</u>	<u>1988</u>	<u>(2) Treasurer</u>	<u>9,293</u>
<u>(1) Commissioners</u>		<u>(3) Sheriff</u>	<u>26,670</u>
<u>(a) Chairman</u>	<u>\$ 7,384</u>	<u>(4) Judge of Probate</u>	<u>15,022</u>
<u>(b) Members</u>	<u>7,072</u>	<u>(5) Register of Probate</u>	<u>15,843</u>
<u>(2) Treasurer</u>	<u>2,912</u>	<u>(6) Register of Deeds</u>	<u>16,275</u>
<u>(3) Sheriff</u>	<u>25,012</u>	<u>M. Washington County:</u>	<u>1988</u>
<u>(4) Judge of Probate</u>	<u>19,188</u>	<u>(1) Commissioners</u>	
<u>(5) Register of Probate</u>	<u>18,512</u>	<u>(a) Chairman</u>	<u>\$ 4,872</u>
<u>(6) Register of Deeds</u>	<u>18,512</u>	<u>(b) Members</u>	<u>4,061</u>
<u>J. Piscataquis County:</u>	<u>1988</u>	<u>(2) Treasurer</u>	<u>18,000</u>
<u>(1) Commissioners</u>		<u>(3) Sheriff</u>	<u>27,000</u>
<u>(a) Chairman</u>	<u>\$ 5,400</u>	<u>(4) Judge of Probate</u>	<u>14,526</u>
<u>(b) Members</u>	<u>4,600</u>	<u>(5) Register of Probate</u>	<u>15,010</u>
<u>(2) Treasurer</u>	<u>5,500</u>	<u>(6) Register of Deeds</u>	<u>15,010</u>
<u>(3) Sheriff</u>	<u>20,800</u>	<u>N. York County:</u>	<u>1988</u>
<u>(4) Judge of Probate</u>	<u>12,168</u>	<u>(1) Commissioners</u>	
<u>(5) Register of Probate</u>	<u>13,988</u>	<u>(a) Chairman</u>	<u>\$4,500</u>
<u>(6) Register of Deeds</u>	<u>14,456</u>	<u>(b) Members</u>	<u>4,500</u>
<u>K. Sagadahoc County:</u>	<u>1988</u>	<u>(2) Treasurer</u>	<u>5,200</u>
<u>(1) Commissioners</u>		<u>(3) Sheriff</u>	<u>28,000</u>
<u>(a) Chairman</u>	<u>\$ 4,285</u>	<u>(4) Judge of Probate</u>	<u>12,500</u>
<u>(b) Members</u>	<u>3,749</u>	<u>(5) Register of Probate</u>	<u>20,000</u>
<u>(2) Treasurer</u>	<u>7,298</u>	<u>(6) Register of Deeds</u>	<u>20,000</u>

Sec. 2. 30 MRSA §202-A is enacted to read:

§202-A. Aroostook County

During 1988, notwithstanding section 202, if Aroostook County employs a full-time county administrator, the county commissioners may receive up to and including \$100 for each meeting attended for up to 52 meetings in the fiscal year. They shall receive no per diem compensation for any meetings in excess of 52 meetings. During 1989, notwithstanding section 202, county commissioners in Aroostook County shall also be entitled to the salary specified in section 2, in addition to the per meeting amount, regardless of whether that county has a full-time county administrator.

Sec. 3. 30 MRSA §202-B is enacted to read:

§202-B. York County

Notwithstanding section 202, county commissioners in York County shall be entitled to the salary specified in section 2, regardless of whether that county has a full-time county administrator.

Emergency clause. In view of the emergency cited in the preamble, this Act, except section 2, shall take effect when approved and shall be applied retroactively to January 1, 1988. Section 2 shall take effect January 1, 1989.

Effective April 26, 1988, unless otherwise indicated.

CHAPTER 781

S.P. 796 — L.D. 2093

AN ACT to Create a Single Point of Contact for the Operators of Commercial Vehicles.

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

Sec. 1. 29 MRSA §55, first ¶, as amended by PL 1975, c. 771, §304, is further amended to read:

The Secretary of State shall collect all fees required for licensing and registering all vehicles and operators thereof and shall collect all permit fees pursuant to sections 1703, 2703 and 2704 and shall forthwith transmit the same to the Treasurer of State. He shall, from time to time as required by the Governor, make report of his doings and of the fees received from vehicle registrations, licenses issued and from other sources, with such recommendations as he may consider appropriate.

Sec. 2. 29 MRSA §244, sub-§4, as enacted by PL 1983, c. 94, Pt. B, §7, is amended to read:

4. **Rules.** The Commissioner of Transportation shall promulgate rules, not inconsistent with the provi-

sions of the United States Surface Transportation Assistance Act of 1982, Public Law 97-424, to ensure reasonable access to vehicles, as set forth in subsection 2, paragraphs C and D, between the Interstate Highway System and any other qualifying federal aid primary system highways, as designated by the Secretary of the United States Department of Transportation, and terminals, facilities for food, fuel, repairs and rest and points of loading and unloading for household goods carriers.

Any permits required pursuant to this subsection shall be issued by the Secretary of State with the advice and consent of the Commissioner of Transportation.

Sec. 3. 29 MRSA §1703, as amended by PL 1987, c. 52, is further amended to read:

§1703. Moving heavy objects over ways and bridges; jurisdiction; permits limited

Jurisdiction Pursuant to guidelines developed by the Department of Transportation, jurisdiction is vested in the ~~Department of Transportation~~ office of the Secretary of State, acting with the advice of the Commissioner of Transportation, to grant emergency permits upon proper application in writing to move objects having a length or width or height or weight greater than specified in this Title over any way or bridge maintained by the Department of Transportation. The fee for these permits shall be not less than \$3, nor more than \$15, to be determined on the basis of weight, height, length and width by the ~~Department of Transportation~~ Secretary of State with the advice of the Commissioner of Transportation. Like permits may be granted, for a reasonable fee, by county commissioners, municipal officers, superintendents of streets or other road officials having charge of the repair and maintenance of any other way or bridge. All vehicles granted emergency permits under this section, because the object to be moved is over the legal maximum weight, must first be registered or hold a short-term permit for the maximum legal gross weight allowed ~~with~~ for that vehicle.

The ~~department~~ Secretary of State may grant permits, covering stated periods of time not exceeding one year and upon proper application in writing, to move under its own power pneumatic tired equipment, not exceeding the legal weight limit, over ways and bridges maintained by the ~~department~~ Department of Transportation. The fee for such permit shall be based upon a rate of \$15 for each 30-day period covered by the permit.

Said ~~The~~ permits shall be issued to cover the emergency or purpose stated in the application and shall be limited as to the particular objects to be moved and the particular ways and bridges which may be used, but permits for stated periods of time may be issued for loads and suitable equipment employed upon public highway construction projects, United States Government projects or private construction of private ways, when such loads or equipment are operated within construc-