

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
**FIRST REGULAR SESSION**

December 7, 1988 to July 1, 1989

Chapters 1 - 502

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
SEPTEMBER 30, 1989

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

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J.S. McCarthy Company  
Augusta, Maine  
1989

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**PUBLIC LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND FOURTEENTH LEGISLATURE**

**1989**

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hours to be credited for completion of each course or program.

**§1879. Penalty**

The license of any agent, broker or consultant who fails to comply with this subchapter shall not be renewed and shall terminate upon the biennial expiration date.

**§1880. Rule-making authority**

The superintendent may establish by rule reasonable procedures and standards to fulfill the purposes of this subchapter.

See title page for effective date.

## CHAPTER 32

S.P. 74 - L.D. 64

### An Act to Clarify the Law Authorizing the Use of Warning Devices on Department of Corrections' Vehicles

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

Sec. 1. 29 MRSA §946, as amended by PL 1987, c. 644, §4, is further amended to read:

**§946. Police and fire vehicles**

Police, fire department, forest fire control vehicles and ambulance vehicles, when operated in response to calls, or when a police officer is in pursuit of a motor vehicle operator for which ~~he~~ the police officer has probable cause to believe that the operator has committed or is in the process of committing a violation of law, and vehicles of the Department of Corrections making use of a blue light ~~or~~ and a siren shall have the right-of-way. On the approach of any such vehicle, from any direction, and when such vehicle is sounding a siren and emitting a flashing light, the driver of every other vehicle shall immediately draw ~~his~~ that driver's vehicle as near as practicable to the right-hand curb and parallel thereto, clear of any intersection, and bring it to a standstill until such public service vehicles have passed.

Sec. 2. 29 MRSA §1362, 2nd ¶, as enacted by PL 1987, c. 644, §7, is amended to read:

No signaling device may be unnecessarily sounded nor any braking or acceleration unnecessarily made so as to cause a harsh, objectionable or unreasonable noise. No bell or siren may be installed or used on any motor vehicle, except that fire and police department vehicles and ambulances and vehicles operated by state, city and town fire inspectors, city and town fire chiefs, assistant fire chiefs, police chiefs and assistant police chiefs may be so equipped for use only when responding to emergency calls; motor vehicles used by forest rangers or personnel engaged in forest fire control as may be

designated by the Department of Conservation; motor vehicles used by sheriffs and deputy sheriffs; motor vehicles used by inland fisheries and game wardens as may be designated by the Department of Inland Fisheries and Wildlife; motor vehicles used by coastal wardens as may be designated by the Department of Marine Resources; motor vehicles used by United States Government law enforcement officials; motor vehicles used by a state or municipal department which controls or supervises electrical alarm and communication systems may be so equipped for use as provided by law; and motor vehicles used by corrections personnel as may be designated by the Department of Corrections may be so equipped for use only when responding to ~~prison~~ committed offender escapes or performing high-security transfers of committed offenders.

See title page for effective date.

## CHAPTER 33

S.P. 108 - L.D. 163

### An Act to Grant Rulemaking Authority to the Maine Arts Commission

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

27 MRSA §409 is enacted to read:

**§409. Rules**

The Maine Arts Commission may adopt rules pursuant to the Maine Administrative Procedure Act, Title 5, chapter 375, to implement this chapter.

See title page for effective date.

## CHAPTER 34

S.P. 87 - L.D. 89

### An Act to Save Medicaid Funds by Expanding the Ability of the Department of Human Services to Recover Funds from Prior Owners of Boarding and Nursing Homes

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

Whereas, it is necessary to begin recovery of debts from prior owners of boarding and nursing homes immediately, in order to save Medicaid funds; 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