

# 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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**§654. Detour roads and signs**

Before a state or state-aid highway is closed due to construction, the department shall establish a practical detour route and properly sign the route at all intersections. The detour route shall be maintained in a condition adequate to serve traffic until the state or state-aid highway under construction is opened to traffic. Upon completion of the construction project all detour signs shall be removed.

**Sec. 2. 23 MRSA §1152** is repealed.

**Sec. 3. 29 MRSA §1255, first ¶**, as amended by PL 1971, c. 593, §22, is further amended to read:

Notwithstanding section 1251 and section 1252, subsection 2, the Department of Transportation shall have authority to restrict the speed of all motor vehicles at any and all points on a highway under construction or during maintenance where in the opinion of the department a rate of speed less than that now authorized by law will minimize the danger of accident and in each such place shall fix the rate of speed in accordance with its own judgment.

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

Effective May 5, 1989.

**CHAPTER 109**

**H.P. 432 - L.D. 597**

**An Act Relating to the Dig-safe Law**

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

**Whereas**, changes concerning exceptions to the dig-safe laws need to be made before the summer maintenance season begins; 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:**

**23 MRSA §3360-A, sub-§9, ¶A**, as enacted by PL 1979, c. 362, §2, is amended to read:

A. Nothing in this section ~~shall apply~~ applies to the Department of Transportation, a public utility, a municipal public works or sewer department or a sanitary or sewer district, if written or verbal notice of the approximate location and time of that excavation is given by that ~~utility, department or district~~ person to

~~the owner or a designated representative of those other utilities, districts, municipal sewer or public works departments~~ the owner of any underground facilities in the area of the proposed excavation prior to any excavation taking place.

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

Effective May 5, 1989.

**CHAPTER 110**

**H.P. 357 - L.D. 477**

**An Act to Publicize the Identities of Environmental Law Violators**

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

**38 MRSA §349, sub-§7** is enacted to read:

**7. Notification.** The department shall notify all newspapers of general circulation in the State of all administrative consent agreements, court-ordered consent decrees and adjudicated violations involving laws administered by the department.

See title page for effective date.

**CHAPTER 111**

**H.P. 177 - L.D. 242**

**An Act to Return Certain Positions within the Department of Environmental Protection to Classified Service under the Civil Service Law**

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

**5 MRSA §938, sub-§1, ¶¶H to M**, as enacted by PL 1987, c. 816, Pt. KK, §9, are repealed.

See title page for effective date.

**CHAPTER 112**

**H.P. 570 - L.D. 774**

**An Act to Provide Motor Vehicle Registration Plates to Surviving Spouses of Prisoners of War**