

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.

J.S. McCarthy Company
Augusta, Maine
1989

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
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ONE HUNDRED AND FOURTEENTH LEGISLATURE

1989

(a) Above its confluence with Number One Brook in Beattie Township - Class A.

(b) From its confluence with Number One Brook in Beattie Township to its confluence with Attean Pond - Class AA.

(c) From the outlet of Attean Pond to the Route 201 bridge in Jackman - Class A.

(d) From the Route 201 bridge in Jackman to its confluence with Long Pond - Class B.

(e) From the outlet of Long Pond to its confluence with Moosehead Lake - Class A.

(2) Moose River, tributaries - Class A.

G. Sandy River Drainage.

(1) Sandy River, main stem.

(a) From the outlet of Sandy River Ponds to the Route 142 bridge in Phillips - Class AA.

(b) From the Route 142 bridge in Phillips to its confluence with the Kennebec River - Class B.

(2) Sandy River, tributaries - Class B unless otherwise specified.

(a) All tributaries entering above the Route 142 bridge in Phillips - Class A.

(b) Wilson Stream, main stem, below the outlet of Wilson Pond - Class C.

H. Sebasticook River Drainage.

(1) Sebasticook River, main stem, including all impoundments.

(a) From the confluence of the East Branch and the West Branch to its confluence with the Kennebec River - Class C.

(2) Sebasticook River, tributaries - Class B unless otherwise specified.

(a) Sebasticook River, East Branch main stem, from the outlet of Lake Wassookeag to its confluence with Corundel Lake - Class B.

(b) Sebasticook River, East Branch main stem, from the outlet of Corundel Lake to its confluence with the West Branch - Class C.

(c) Sebasticook River, West Branch main stem, from the outlet of Great Moose Lake to its confluence with the East Branch, including all impoundments - Class C.

I. Kennebec River, minor tributaries - Class B unless otherwise specified.

(1) All minor tributaries entering above Wyman Dam that are not otherwise classified - Class A.

(2) All tidal portions of tributaries entering between Edwards Dam and a line drawn across the tidal estuary of the Kennebec River due east of Abagadasset Point - Class C.

(3) Cold Stream, West Forks Plantation - Class AA.

(4) Moxie Stream, Moxie Gore, below a point located 1,000 feet downstream of the Moxie Pond dam - Class AA.

(5) Austin Stream and its tributaries above the highway bridge of Route 201 in the Town of Bingham - Class A.

See title page for effective date.

CHAPTER 229

H.P. 754 - L.D. 1058

An Act Concerning Trailer Dealer Licensing

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

Sec. 1. 29 MRS §358, as amended by PL 1985, c. 401, §13, is further amended to read:

§358. Light trailer dealers; fee

Every manufacturer or dealer in ~~boat or snowmobile~~ trailers ~~or semitrailers~~ with a gross weight of 3,000 pounds or less shall annually pay a fee of \$50 for a registration certificate to handle, demonstrate, sell and exchange ~~boat or snowmobile~~ those trailers. Upon payment of \$5 per plate, plates shall be issued, the number to be determined by the Secretary of State, who is authorized to prescribe limitations of use of such plates. Extra registration plates shall be furnished to replace lost or mutilated plates for \$5 each.

Sec. 2. 29 MRSA §359, as enacted by PL 1973, c. 529, §1, is repealed and the following enacted in its place:

§359. Trailer and mobile home dealers

Every manufacturer or dealer in mobile homes and every manufacturer or dealer in trailers or semitrailers with a gross weight in excess of 3,000 pounds shall annually pay the fees required in section 347 for a license to handle, demonstrate, sell and exchange mobile homes and trailers and semitrailers and for registration plates. The Secretary of State shall determine the number of those plates and is authorized to prescribe limitations on the use of those plates.

See title page for effective date.

CHAPTER 230

H.P. 784 - L.D. 1096

An Act to Better Incorporate Vocational Education into High School Graduation Requirements

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

20-A MRSA §4722, sub-§3, as enacted by PL 1983, c. 859, Pt. C, §§5 and 7, is amended to read:

3. **Satisfactory completion.** A diploma shall be awarded only to secondary school students who have satisfactorily completed all diploma requirements in accordance with the academic standards of the school administrative unit. Vocational students may, with the approval of the commissioner, satisfy the 2nd-year math and science ~~and~~, the ~~3rd-year~~ 2nd-year social studies and the fine arts requirements of subsection 2 through separate or integrated study within the vocational school curriculum.

See title page for effective date.

CHAPTER 231

H.P. 817 - L.D. 1145

An Act to Authorize the Detention in County Jails of Adults for Offenses Committed as Juveniles

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

Sec. 1. 15 MRSA §3203-A, sub-§7, ¶A, as amended by PL 1987, c. 398, §6, is further amended to read:

A. A juvenile may be detained in a jail or other security facility intended for use or primarily used for the detention of adults only when the serving facility:

- (1) Contains a separate section for juveniles which complies with mandatory separation standards established by the Department of Corrections pursuant to Title 34-A, section 1208;
- (2) Provides for no regular contact between the juveniles with the adult detainees or inmates; and
- (3) Has an adequate staff to monitor and supervise the juvenile's activities at all times.

Juveniles detained in adult serving facilities shall be placed only in the separate juvenile sections which comply with mandatory separation standards established by the Department of Corrections pursuant to Title 34-A, section 1208, unless the court orders that the person be detained with adults for any period of detention occurring after the detainee has attained the age of 18 years.

Sec. 2. 15 MRSA §3314, sub-§1, ¶H, as amended by PL 1987, c. 297, is further amended to read:

H. The court may commit the juvenile to the Maine Youth Center and order that the sentence be suspended or may commit the juvenile for a period of detention which shall not exceed 30 days, with or without an underlying suspended sentence to the Maine Youth Center, which detention may be served intermittently as the court may order and which shall be ordered served in a county jail designated by the Department of Corrections as a place for the secure detention of juveniles, or in a nonsecure group care home or halfway house. When the detention is ordered served in a county jail, the juvenile may be detained only in that part of the jail which meets the requirements of section 3203-A, subsection 7, paragraph A, unless the court orders that the person be housed with adults for that portion of the detention served after the detainee has attained the age of 18 years. The court may order such a sentence to be served as a part of and with a period of probation, which shall be subject to such provisions of Title 17-A, section 1204 as the court may order and which shall be administered pursuant to Title 34, chapter 121, subchapter V-A. Revocation of probation shall be governed by the procedure contained in subsection 2.

See title page for effective date.

CHAPTER 232

S.P. 499 - L.D. 1373

An Act to Clarify That the Use of Antifreeze or Other Toxic Agents on Lakes, Ponds and Streams Is Illegal