

# MAINE STATE LEGISLATURE

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

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

August 21, 1989 to August 22, 1989

and

**SECOND REGULAR SESSION**

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
July 14, 1990

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  
1990

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

**AS PASSED AT THE**  
**SECOND REGULAR SESSION**

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

**January 3, 1990 to April 14, 1990**

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- A. One representative of the lodging industry;
- B. One representative of the restaurant industry;
- C. One representative of garden clubs;
- D. One representative of agriculture;
- E. One representative of the recreation industry;
- F. One representative of environmental organizations;
- G. One representative of nonprofit historical and cultural institutions;
- H. One representative of sign designers and fabrication artisans; and
- I. One representative of the general public.

These members are appointed to 2-year terms of office expiring on January 16th, with the terms of those members appointed under paragraphs A, B, C, and D expiring in odd-numbered years and the terms of those members appointed under paragraphs E, F, G, H, and I expiring in even-numbered years.

The council shall also have two legislative members until the adjournment of the First Regular Session of the 115th Legislature, to be appointed as follows:

- J. One Senator appointed by the President of the Senate to a term concurrent with the term to which the member of the Senate is elected;
- K. One member of the House of Representatives appointed by the Speaker of the House of Representatives to a term concurrent with the term to which the member of the House of Representatives is elected;

If a vacancy occurs prior to the expiration of a term of any member, including legislative members, that vacancy must be filled by the appointing authority as provided in this subsection for the remainder of that term.

**Sec. 2. 23 MRSA §1904, sub-§§4 and 5,** are enacted to read:

**4. Meetings and compensation.** Meetings must be held at the call of the chair or a the call of more than 1/2 of the membership. Members of the council, except state employees, are entitled to compensation according to the provisions of Title 5, chapter 379. All council expenses must be paid from the account established by section 1919.

**5. Chair.** The Governor shall appoint the chair of the council.

**Sec. 3. Study and report.** The Travel Information Advisory Council shall conduct a study of the provi-

sions of the Maine Revised Statutes, Title 23, chapter 21 and the rules adopted by the Department of Transportation to implement Title 23, chapter 21. The purpose of the study is to determine:

1. The degree to which the provisions of Title 23, chapter 21 and the rules adopted pursuant to that chapter meet the needs and serve the best interests of the public;
2. The need for additional signs better to assist the traveling public and the criteria by which the need for additional signs for specific sites and facilities is to be determined; and
3. Whether there are alternatives to existing law and rules or changes that need to be made to existing law and rules better to serve the needs of the traveling public, the citizens of Maine and the State.

The Travel Information Advisory Council shall report its findings, along with any necessary implementing legislation, to the First Regular Session of the 115th Legislature.

**Sec. 4. Current membership.** Nothing in this Act may be construed to require the appointment of an entirely new Travel Information Advisory Council. The current members of the council shall serve until the terms to which they were appointed expire.

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

Effective March 23, 1990.

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## CHAPTER 736

S.P. 952 - L.D. 2414

### An Act to Extend the Reporting Date of the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards

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

**Whereas,** Public Law 1989, chapter 501, Part S, created the Commission to Evaluate the Adequacy of the Aid to Families with Dependent Children Need and Payment Standards which was to submit a report to the Second Regular Session of the 114th Legislature by February 15, 1990; and

**Whereas,** an extension is needed by the commission to adequately prepare its report to the Legislature; 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. PL 1989, c. 501, Pt. S, sub-§6** is amended to read:

6. The commission shall submit a report, together with any necessary implementing legislation, to the Second Regular Session of the 114th Legislature by ~~February~~ March 15, 1990.

**Sec. 2. Retroactivity.** This Act applies retroactively to February 15, 1990.

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

Effective March 23, 1990.

## CHAPTER 737

S.P. 843 - L.D. 2162

### An Act to Prohibit Motor Vehicle Insurers from Adjusting Personal Insurance Rates of Certain Public Employees

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

**Sec. 1. 24-A MRSA §2174-A, sub-§2, ¶B**, as enacted by PL 1989, c. 362, is amended to read:

B. There is a policy of insurance other than the personal insurance policy providing motor vehicle liability or collision coverage ~~to the public works employee in the course and scope of employment~~ for the accident or accidents.

**Sec. 2. 24-A MRSA §2174-B** is enacted to read:

#### §2174-B. Law enforcement officers' insurance rates

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Law enforcement officer" means any person employed by a governmental entity who by virtue of that employment is vested by law with a duty to investigate and prosecute violators of the laws of this State and to arrest the offenders of the laws.

2. Law enforcement officers. No insurer may increase the premium for a personal insurance policy providing motor vehicle liability or collision insurance to

a law enforcement officer on the basis of one or more accidents involving a motor vehicle operated by the officer if:

A. The accident occurred while the officer was operating a motor vehicle in the course and scope of employment; and

B. There is a policy of insurance other than the personal policy providing motor vehicle liability or collision coverage for the accident or accidents.

3. Governmental entity. This section in no way restricts the premium an insurer may charge a governmental entity for an insurance policy providing motor vehicle liability or collision insurance covering law enforcement officers.

See title page for effective date.

## CHAPTER 738

H.P. 1377 - L.D. 1908

### An Act to Amend the Law Governing Family Medical Leave

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

**Whereas**, the law permitting employees to take family medical leave from employment will be repealed on July 1, 1990, unless it is amended before that date to remove the sunset clause; and

**Whereas**, the family medical leave law has proven its value to the State's employers and employees and should be retained; 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. 26 MRSA §701**, as repealed and replaced by PL 1975, c. 701, §11, is amended to read:

#### **§701. Posting of notice of hours of labor**

Every employer shall post and keep posted in a place accessible for ~~his~~ the employer's employees, a printed notice stating the labor laws regulating the employment of minors, time of payment of wages, safety and health of employees, family medical leave and such other laws as may be applicable. The Bureau of Labor Standards shall furnish the printed form of this notice ~~shall be furnished by the Bureau of Labor.~~