

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
OCTOBER 9, 1991

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  
1991

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

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

**of the**  
**ONE HUNDRED AND FIFTEENTH LEGISLATURE**

**1991**

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## CHAPTER 58

## H.P. 302 - L.D. 423

**An Act to Amend the Laws Governing Disclosure of Information in Medical Support Recoupment and Child Support Cases**

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

**Sec. 1. 22 MRSA §3755-A, sub-§§6 and 9,** as enacted by PL 1989, c. 255, are amended to read:

**6. Immunity from liability.** Any person may disclose to the department any of the information described in subsection 2 or 3 that is sought in a request or demand by the department, ~~to the extent if the disclosure of which is not confidential or prohibited by federal or state statute or which is not privileged under the Maine Rules of Evidence,~~ without incurring any liability to any other person because of the disclosure.

**9. Notice.** At the time that the department makes a request or demand, it shall notify the responsible parent or alleged responsible parent ~~in the manner set forth in subsection 4~~ by regular mail to the last known address.

**Sec. 2. 22 MRSA §3755-A, sub-§10,** as enacted by PL 1989, c. 255, is repealed and the following enacted in its place:

**10. Penalty for knowing failure to respond or for knowing failure or knowing refusal to disclose.** The penalty for knowing failure to respond or for knowing failure or knowing refusal to disclose is governed as follows.

A. Knowing failure to respond to a demand for information within 10 days following the date of service of the demand is a civil violation for which a forfeiture not to exceed \$1,000 may be adjudged.

B. Knowing refusal or knowing failure to disclose to the department any of the information described in subsection 2 or 3 that is sought in a demand for information by the department, the disclosure of which is not prohibited by federal or state statute, or which is not privileged under the Maine Rules of Evidence, is a civil violation for which a forfeiture not to exceed \$1,000 may be adjudged.

**Sec. 3. 22 MRSA §3755-A, sub-§11** is enacted to read:

**11. Confidentiality of information; unlawful dissemination; penalty.** All information collected in connection with the department's child support enforcement activity and medical support recoupment pursuant to this section is confidential and available only for the use of

appropriate departmental personnel and legal counsel for the department in carrying out their functions. A person is guilty of unlawful dissemination if that person knowingly disseminates information in violation of this subsection. Unlawful dissemination is a Class E crime, which, notwithstanding Title 17-A, section 1252, subsection 2, paragraph E, is punishable by a fine of not more than \$500 or by imprisonment for not more than 30 days.

See title page for effective date.

## CHAPTER 59

## H.P. 396 - L.D. 570

**An Act to Abolish the Pheasant Stamp Program**

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

**Sec. 1. 12 MRSA §7076, sub-§4,** as amended by PL 1989, c. 493, §11, is further amended to read:

**4. Resident disabled war veterans.** A complimentary license to hunt or fish, or a combination hunting and fishing license, ~~and, if requested, a pheasant hunting permit~~ and a muzzle-loading hunting license under section 7107-A ~~shall~~ must be issued to any resident of Maine who:

- A. Is a veteran, as defined in Title 37-B, section 505, subsection 1, paragraph A, subparagraph (5);
- B. Has a service-connected disability evaluated at 70% or more as a result of honorable military service;
- C. Has served in a combat zone during either World War I, World War II, the Korean War or the Vietnam War; and
- D. Applies for that license to the commissioner.

This application ~~shall~~ must be accompanied by a photo copy of the applicant's final DD form 214 or other evidence satisfactory to the commissioner that the applicant meets the requirements of this subsection. Each license issued under this subsection ~~shall remain~~ remains valid through December 31st of the 2nd complete calendar year following the year of issuance.

**Sec. 2. 12 MRSA §7106,** as amended by PL 1979, c. 543, §11, is repealed.

**Sec. 3. 12 MRSA §7405,** as enacted by PL 1979, c. 420, §1, is repealed.

**Sec. 4. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.