

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.

J.S. McCarthy Company
Augusta, Maine
1991

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

CHAPTER 435

H.P. 872 - L.D. 1258

**An Act to Provide for Equal Opportunity within the
Maine Turnpike Authority****Be it enacted by the People of the State of Maine
as follows:****Sec. 1. 23 MRSA §1966, sub-§2**, as enacted by PL 1981, c. 595, §3, is amended to read:

2. Contracts for construction or reconstruction. All contracts and agreements relating to the construction or reconstruction of the turnpike and the construction or reconstruction of connecting tunnels and bridges, overpasses, underpasses, interchanges and toll facilities must be approved by the Department of Transportation and the turnpike and connecting tunnels and bridges, overpasses, underpasses, interchanges and barriers ~~shall~~ **must** be constructed or reconstructed under the supervision of the department.

Contractors and subcontractors on all authority construction and reconstruction projects must be equal opportunity employers and, in connection with contracts in excess of \$250,000, also pursue in good faith affirmative action programs designed to remedy underrepresentation of minorities, women and persons with disabilities. The authority may by rule provide for the enforcement of this requirement. To the extent practical, the authority may use program and technical information developed by and available through the Department of Transportation to carry out this subsection.

Sec. 2. 23 MRSA §1966, sub-§5 is enacted to read:

5. Fair practices; affirmative action. The authority is subject to and shall comply with Title 5, chapter 65.

See title page for effective date.

CHAPTER 436

S.P. 599 - L.D. 1584

**An Act Concerning Motor Vehicle Registrations
after Suspension of the Right to Operate a
Motor Vehicle****Be it enacted by the People of the State of Maine
as follows:****29 MRSA §2241-H, first ¶**, as amended by PL 1989, c. 872, §9, is further amended to read:

In the case of any conviction or adjudication under former section 1312, subsection 10; section 1312-B; 1312-C; 1314 or for any offense for which the suspension of a license or the right to operate a motor vehicle or the right to apply for or obtain a license is required by law ~~the court shall also suspend the defendant's right to register a motor vehicle and the registration certificate and plates issued by this State to the defendant for that motor vehicle, or in any case in which the court suspends a license under section 2305, the court may also suspend the defendant's right to register a motor vehicle and the registration certificate and plates issued by this State to the defendant for that motor vehicle, and the court shall inform the defendant of the suspensions~~ **suspension** and the defendant shall acknowledge this notice in writing on a form to be provided by the court. The court shall suspend the right to register a motor vehicle and all registration certificates and plates issued by the Secretary of State to any person convicted for a violation of section 1312-B who has a previous conviction for a violation of former section 1312, subsection 10; former section 1312-B; or section 1312-B within the 6-year period defined by section 1312-B, subsection 2, paragraph F. The court, as part of its sentence, unless the defendant appeals and a stay of execution of the suspension is granted, shall take any license certificate issued by this State from the person convicted or adjudicated or any license certificate issued by another state, foreign country or province from the person convicted or adjudicated if that person is residing, domiciled or employed in this State. The court, as part of its sentence, unless the defendant appeals and a stay of execution of the suspension is granted, may take from the person convicted or adjudicated any license certificate issued by another state or foreign country or province if the person is not residing, domiciled or employed in this State. At sentencing, the court, upon reasonable cause shown, may stay the suspensions for a period not to exceed 4 hours from the time of sentencing. The court may issue such evidence of that stay as it determines necessary. The court shall forward the license certificate, a copy of the sentence and the acknowledgment of notice by mail to the Secretary of State, and the court shall order the defendant to return the suspended registration certificate and plates to the Secretary of State. The Secretary of State shall return the certificate of registration and plates to the defendant when the defendant's license and operating and registration privileges have been restored.

See title page for effective date.

CHAPTER 437

S.P. 186 - L.D. 495

An Act to Create a Maine "Dig-safe" System**Be it enacted by the People of the State of Maine
as follows:**