

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
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corporation, company or subsidiary, affiliate or parent of any corporation or company doing business in or with:

A. The Republic of South Africa or its instrumentalities; ~~or~~

B. ~~Namibia or its instrumentalities.~~

Sec. 2. 5 MRSA §1954, as enacted by PL 1987, c. 247, §4, is amended to read:

§1954. Stock-share votes

Until July 1, 1992, the State shall use its stock-share vote in the proceedings or business practices of any bank, financial institution or corporation or company which that does business in South Africa ~~or Namibia~~ to vote for that company to divest its holdings in South Africa ~~or Namibia~~.

See title page for effective date.

CHAPTER 515

S.P. 752 - L.D. 1945

An Act to Promote Work Activities in Correctional Facilities

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

Sec. 1. 5 MRSA §1825-B, sub-§4, as enacted by PL 1989, c. 785, §2, is amended to read:

4. **Registry of suppliers.** Suppliers desiring to have their names entered on a registry of suppliers must submit a request to the State Purchasing Agent in writing. The State Purchasing Agent may prescribe the manner and form in which such a request must be submitted and may limit the number of names of out-of-state bidders on any registry. The name of any supplier entered in such a registry who fails to submit a bid on 3 consecutive proposals or invitations to bid may be removed from the registry at the discretion of the State Purchasing Agent, except that the Department of Corrections remains on any registry until the Department of Corrections requests that the department be removed from that registry.

Sec. 2. 5 MRSA §1826-C, sub-§5, as enacted by PL 1985, c. 359, §3, is amended to read:

5. **Competitive bidding.** The Work Center Purchases Committee shall develop procedures for competitive bidding by eligible work centers only for products and services identified on the work center purchase schedule. ~~Any product or service on the schedule for which no bids are received from a work center shall be~~ If no bid is received from a work center for any product or service on the schedule, the State Purchasing Agent shall confer with the

Department of Corrections to determine whether the Department of Corrections is able to provide the product or service at a fair price. If the State Purchasing Agent and the Department of Corrections do not come to agreement, the product or service must be put out to general bid by the State Purchasing Agent, in accordance with his standard rules and procedures. If only one work center bid is received, the committee shall review the bid and make a determination regarding the fairness of the price and terms of the proposed contract. If the committee determines that the work center should may not be awarded this bid, the contract shall be offered the State Purchasing Agent shall confer with the Department of Corrections to determine whether the Department of Corrections is able to provide the product or service at a fair price. If the State Purchasing Agent and the Department of Corrections do not come to agreement, the contract must be offered for standard competitive bid by the State Purchasing Agent through normal in accordance with standard rules and procedures.

See title page for effective date.

CHAPTER 516

S.P. 614 - L.D. 1618

An Act to Provide Due Process To Participants in the Driver Education Evaluation Program

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

Whereas, it is important to immediately ensure that the constitutional guarantee of due process is provided to all persons, including those whose licenses are suspended for operating under the influence; and

Whereas, there is evidence that some persons are deprived of the due process rights to have their licenses restored; 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. 22 MRSA §7203, sub-§1, as amended by PL 1989, c. 790, §1, is further amended to read:

1. **First offenders; adult.** The alcohol and other drug education, evaluation and treatment program required for clients without a previous alcohol or drug related motor vehicle offense consists of education, assessment, evaluation and treatment components. The division shall provide