

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
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quired plan summaries, are subject to enforcement action and penalty fees. Toxics releasers are subject to the general penalties in chapter 2.

3. Hazardous waste generators. Generators that fail to meet any requirements set forth in this chapter including, but not limited to, achievement of hazardous waste reduction goals and the preparation of plans and submission of required plans plan summaries, may be subject to enforcement action, ~~civil or criminal penalties and penalties.~~ Hazardous waste generators are subject to the general penalties in chapter 2 and fees assessed in section 1319-I, subsection 2-A.

Sec. 26. Allocation. The following funds are allocated from the Maine Hazardous Waste Fund to carry out the purposes of this Act.

	1991-92	1992-93
ENVIRONMENTAL PROTECTION, DEPARTMENT OF		
Maine Hazardous Waste Fund		
All Other	\$40,962	\$40,962
Provides funds for data base development, expenses of the Toxics Reduction Advisory Committee and other general operating expenses.		

See title page for effective date.

CHAPTER 521

H.P. 896 - L.D. 1293

An Act to Clarify the Authority of Law Enforcement Officers to Release Certain Arrested Individuals on Their Personal Recognizance

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

15 MRSA §1025, as amended by PL 1989, c. 704, §3, is further amended to read:

§1025. Law enforcement officers

A law enforcement officer may, without fee, take the personal recognizance of any defendant for appearance on a charge of a Class D or Class E crime. If authorized, a law enforcement officer may, without fee, take the personal recognizance with deposit in accordance with Title 12, section 7053, subsection 2, paragraph C and Title 12, section 9707. The law enforcement officer's authority under this

section continues as long as the arrestee remains in the officer's custody.

See title page for effective date.

CHAPTER 522

H.P. 1026 - L.D. 1499

An Act to Improve Motorcycle Driver Education

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

Sec. 1. 29 MRSA §583-A, first ¶, as amended by PL 1987, c. 415, §21, is further amended to read:

Effective March 1, 1987, notwithstanding any other provisions of law, no motorcycle or motor driven cycle learner's permit or permission or restriction to operate a motorcycle or motor driven cycle may be issued to any person under 21 years of age, unless that person presents a certificate of successful completion of a prescribed motorcycle driver education program and examination approved by the Secretary of State and given by a certified instructor; the person ~~shall~~ must demonstrate his ability to safely operate a motorcycle in the examination. ~~All licenses expire on December 31st of the year of issue.~~

Sec. 2. Study. The Secretary of State shall conduct a study of potential improvements to the Motorcycle Driver Education Program.

1. To assist in conducting the study, the Secretary of State shall form a committee consisting of the following: four Legislators, one Senator appointed by the President of the Senate and 3 members of the House of Representatives appointed by the Speaker of the House of Representatives; 2 representatives from the Department of the Secretary of State appointed by the Secretary of State; 2 representatives of the Department of Public Safety, appointed by the Commissioner of Public Safety; 2 representatives of United Bikers of Maine who are licensed motorcycle operators appointed by the Secretary of State; one representative of the Maine Motorcycle Dealers Association appointed by the Secretary of State; and one certified motorcycle safety instructor appointed by the Secretary of State.

2. The study must evaluate the following:

A. The feasibility of adding 7 hours of actual riding instruction to the program's classroom instruction requirements and the feasibility of extending this requirement to drivers of all ages;

B. The availability of facilities for the expansion of the Motorcycle Driver Education Program;