

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

THIRD SPECIAL SESSION

October 1, 1992 to October 6, 1992

FOURTH SPECIAL SESSION

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 13, 1993

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
1993

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND SIXTEENTH LEGISLATURE

1993

residency licensure. The fee for residency licensure is the same as the registration fee for licensure for that year. The residency license application and the license must be in forms prescribed by the board. A residency license may be denied for any reason for which a podiatric medical license may be disciplined under section 3655-A.

B. A residency license is valid only for the practice of podiatric medicine as part of the postgraduate residency program. A residency license is subject to discipline for any reason for which a podiatric medical license may be disciplined under section 3655-A. If the holder of a residency license is terminated from or otherwise ceases to be a resident in the postgraduate residency program, the residency license becomes void as of the date the resident is terminated or ceases to be a resident.

C. A residency license is valid for up to one year, and may be renewed annually before the first day of July of every year thereafter, not to exceed an aggregate of 4 years. Renewal of a residency license is subject to the same requirements and conditions as the initial residency license.

Sec. 2. 32 MRSA §3654, as amended by PL 1983, c. 378, §57, is further amended to read:

§3654. Reciprocity; endorsement; residency requirement

Any podiatrist licensed to practice podiatry in a state maintaining a standard equal to that maintained by this State may, upon making application to the secretary of the Board of Registration in Medicine, be licensed to practice podiatry in this State without examination, upon payment of the required fee and the presentation of his that person's license to practice podiatry in such other state, provided such if that other state extends the same privilege to persons licensed to practice podiatry in this State, and if a podiatrist who has graduated after January 1, 1991 from podiatric medical school as set forth in section 3651 has met the residency requirements of section 3651-A.

The board, at its discretion, may issue a certificate to practice podiatry by endorsement to an applicant who has successfully passed the written examination of a recognized national certifying agency in podiatry, provided the written examination of the certifying agency was, in the opinion of the board, equivalent to its own examination, and provided further that the applicant satisfies in all other respects, the requirements for examination as set forth in section 3651. An applicant for licensure by endorsement who graduated after January 1, 1991 from podiatric medical school as set forth in section 3651 is required to provide the board evidence of satisfactory completion of at least one year of postgraduate clinical

training in a podiatric residency training program, as set forth in section 3651. Such application Applications for licensure by reciprocity and endorsement to the board shall must be accompanied by an application fee of \$100.

Sec. 3. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

	1993-94	1994-95
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF		
Board of Examiners of Podiatrists		
All Other	\$200	\$300
Provides allocation for additional licensure processing requirements.		
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION		
TOTAL	\$200	\$300

Sec. 4. Effective date. This Act takes effect July 1, 1995.

Effective July 1, 1995.

CHAPTER 279

S.P. 206 - L.D. 677

An Act to Provide for Interstate Cooperation Agreements between Neighboring Municipalities

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

Sec. 1. 30-A MRSA §2202, sub-§1, ¶A, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

A. Any political subdivision of the State or any adjoining state;

See title page for effective date.

CHAPTER 280

H.P. 276 - L.D. 354

An Act to Assess the Health Risks Associated with Ingestion of Fish Caught by Noncommercial Anglers

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

Sec. 1. 22 MRSA §1696-I is enacted to read:

§1696-I. Noncommercial fishing and public health

The Director of the Bureau of Health shall assess regularly whether any health threats exist for persons consuming freshwater and anadromous fish caught in state waters by noncommercial anglers. The assessment must be based on appropriate technical and scientific data and public health analyses and must include, but is not limited to, the risk of carcinogenic, mutagenic, teratogenic and reproductive effects and infectious disease. In preparing the assessment, the director shall consult with the Commissioner of Marine Resources, the Commissioner of Environmental Protection and the Commissioner of Inland Fisheries and Wildlife.

If, in the professional judgment of the Director of the Bureau of Health, conditions exist in which consumption of fish caught in state waters poses a threat to public health, the director shall prepare an advisory of the public health threat. The advisory must be in a form suitable for posting in places frequented by noncommercial anglers, included in the abstract of fish and wildlife laws prepared under Title 12, section 7034, subsection 5 and distributed to all holders of sport fishing licenses. The director has final authority regarding the content of the advisory, including the exact language used in the advisory. The Commissioner of Inland Fisheries and Wildlife is responsible for printing and posting verbatim copies of the advisory and for incorporating the verbatim health advisory in the abstract of fish and wildlife laws.

See title page for effective date.

CHAPTER 281

H.P. 773 - L.D. 1046

An Act Revising the Shellfish-harvesting Laws

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

Sec. 1. 12 MRSA §6601, sub-§7 is enacted to read:

7. Penalty. Notwithstanding the provisions of Title 17-A, section 4-B, a person who violates this section commits a crime punishable by:

A. For the first offense, a fine of not less than \$300 and not more than \$1,500; and

B. For subsequent offenses, a fine of not less than \$500 and not more than \$1,500.

The court may not suspend a fine imposed under this subsection.

Sec. 2. 12 MRSA §6621, sub-§4 is enacted to read:

4. Penalty. Notwithstanding the provisions of Title 17-A, section 4-B, a person who violates this section commits a crime punishable by:

A. For the first offense, a fine of not less than \$300 and not more than \$1,500; and

B. For subsequent offenses, a fine of not less than \$500 and not more than \$1,500.

The court may not suspend a fine imposed under this subsection.

Sec. 3. 12 MRSA §6671, sub-§9, as repealed and replaced by PL 1991, c. 29, is repealed.

Sec. 4. 12 MRSA §6671, sub-§10 is enacted to read:

10. Penalty. Notwithstanding Title 17-A, section 4-B, a person who violates a provision of a municipal ordinance adopted under this section commits a crime punishable by the following fines:

A. For harvesting shellfish from a closed area or digging shellfish without a license:

(1) For the first offense, a fine of not less than \$300 and not more than \$1,500; and

(2) For subsequent offenses, a fine of not less than \$500 and not more than \$1,500.

The court may not suspend a fine imposed under this paragraph; or

B. For violating any other provision of a municipal ordinance adopted under this section, a fine of not less than \$100 and not more than \$1,000.

A fine for a violation of article 5 must be as provided by section 6681.

Sec. 5. 12 MRSA §6681, sub-§6, as amended by PL 1985, c. 737, Pt. A, §30, is repealed.

Sec. 6. 12 MRSA §6681, sub-§6-A is enacted to read:

6-A. Penalty. Notwithstanding the provisions of Title 17-A, section 4-B, a person who violates this article commits a crime punishable by the following fines: