

# 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.

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J.S. McCarthy Company  
Augusta, Maine  
1993

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

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

**of the**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**1993**

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est fire wardens and laborers hired by municipalities for forest fire-fighting activities as follows.

**1. Municipal responsibility.** The municipality is responsible for workers' compensation costs for injuries that occur while the municipality is in actual control of forest fire-fighting activities.

**2. State responsibility.** The State is responsible for workers' compensation costs for injuries that occur while the State is in actual control of forest fire-fighting activities.

For purposes of this section, "actual control" means on-site supervisory responsibility for the entire command structure directing forest fire-fighting activities at the fire scene. A municipality is assumed to be in actual control until the State accepts or takes actual control.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective July 13, 1993.

## CHAPTER 440

S.P. 248 - L.D. 767

### An Act to Expand the Definition of Escape

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

**Sec. 1. 17-A MRSA §755, sub-§1-C** is enacted to read:

**1-C.** A person is guilty of escape from furlough or other rehabilitative program authorized under Title 34-A, section 3035 if that person intentionally goes to a location other than that permitted by the terms of the leave.

**Sec. 2. 17-A MRSA §755, sub-§4, ¶B,** as repealed and replaced by PL 1977, c. 510, §64, is repealed and the following enacted in its place:

**B.** A Class D crime if the person:

(1) Escapes from arrest or escapes from custody while the person is being transported to a jail, police station or any other facility enumerated in subsection 3, pursuant to an arrest, unless the escape is committed in the manner described in paragraph A; or

(2) Violates subsection 1-C; or

See title page for effective date.

## CHAPTER 441

H.P. 138 - L.D. 183

### An Act to Remove the Repeal Date from the Laws Governing Equitable Insurance Coverage for Mental Illness

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

**Sec. 1. 24 MRSA §2325-A, sub-§5-C** is enacted to read:

**5-C. Coverage for certain mental illness treatment.** Coverage for medical treatment for mental illnesses listed in paragraph A is subject to this subsection. Nothing in this subsection requires benefit levels or maximum life-time or annual benefits for medical treatment for mental illness that exceed the benefit levels or maximum life-time or annual benefits for other illnesses and diseases.

A. All group contracts must provide at a minimum benefits according to paragraph B, subparagraphs (1) to (3) for the usual, customary and reasonable charges for a person receiving medical treatment for:

(1) Schizophrenia;

(2) Bipolar disorder;

(3) Pervasive developmental disorder, or autism;

(4) Childhood schizophrenia;

(5) Psychotic depression, or involuntal melancholia;

(6) Paranoia;

(7) Panic disorder;

(8) Obsessive-compulsive disorder; or

(9) Major depressive disorder.

B. All policies and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 1994 must provide benefits that meet the requirements of this paragraph. For purposes of this paragraph, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

(1) The contracts must provide inpatient care benefits of at least 60 days per calendar year.

(2) The contracts must provide outpatient care benefits of at least \$2,000 for any com-