

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**SECOND REGULAR SESSION**

**January 5, 1994 to April 14, 1994**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 14, 1994**

**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**

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

**Sec. 1. 17-A MRSA §1256, sub-§1**, as amended by PL 1983, c. 408, §3, is further amended to read:

1. Other provisions of this section notwithstanding, when a person subject to an undischarged term of imprisonment is convicted of a violation of ~~sections 755 and 757, or of a violation of section 752-A, 755 or 757~~ or of any other crime against the person of a member of the staff of the institution in which the convicted person was imprisoned, or of an attempt to commit any of the crimes mentioned in this subsection, the sentence ~~shall run consecutively to~~ is not concurrent with the undischarged term terms of imprisonment. The court may order that the undischarged terms of imprisonment be tolled and service of the nonconcurrent sentence commence immediately and the court shall so order if any undischarged term of imprisonment is a split sentence. No portion of ~~this sentence~~ the nonconcurrent sentence may be suspended. All sentences that the convicted person receives as a result of the crimes mentioned in this subsection ~~shall must be consecutive to~~ nonconcurrent with all other sentences.

See title page for effective date.

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**CHAPTER 523**

**H.P. 1289 - L.D. 1737**

**An Act to Amend the Classification of Part of the Presumpscot River**

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

**Sec. 1. 38 MRSA §467, sub-§9, ¶A**, as amended by PL 1989, c. 764, §9, is further amended to read:

A. Presumpscot River, main stem.

(1) From the outlet of Sebago Lake to its confluence with Dundee Pond - Class A.

(1-A) From the outlet of Dundee Pond to its confluence with the Pleasant River - Class A.

For the purposes of water quality certification of the hydropower project at the Dundee Dam under the Federal Water Pollution Control Act, Public Law 92-500, Section 401, as amended, and licensing modifications to this hydropower project under section 636 and any other licensing

proceeding affecting this project, the habitat characteristics and aquatic life criteria of Class A are deemed to be met in the waters immediately downstream and measurably affected by that project if the criteria of section 465, subsection 3, paragraphs A and C are met.

(2) ~~From the outlet of Dundee Pond its confluence with the Pleasant River to Sacarappa Falls - Class B.~~

(3) From Sacarappa Falls to tidewater - Class C.

See title page for effective date.

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**CHAPTER 524**

**H.P. 1335 - L.D. 1798**

**An Act to Clarify the Laws Relating to Permits to Carry Concealed Firearms**

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

Whereas, the Legislature believes that it is important that these changes to the laws relating to permits to carry concealed firearms be effective immediately so as to give needed guidance to both the applicant and the issuing authority; 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. 25 MRSA §2002, sub-§§2 to 5**, as enacted by PL 1985, c. 478, §2, are amended to read:

2. **Dependency-related drug.** "~~Dependency related~~ Dependency-related drug" has the same meaning as set forth in Title 22 § 5, section 7403 20003, subsection 7.

3. **Drug abuser.** "Drug abuser" has the same meaning as set forth in Title 22 § 5, section 7403 20003, subsection 9 10.

4. **Drug addict.** "Drug addict" has the same meaning as set forth in Title 22 § 5, section 7403 20003, subsection 11.