

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST REGULAR SESSION
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TITLE 3, SECTION 163-A, SUBSECTION 4

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Augusta, Maine
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CHAPTER 108

H.P. 847 - L.D. 1178

**An Act Regarding Designation by the
Commissioner of Transportation of a
Deputy or Another Staff Member to
Represent the Commissioner of
Transportation at Maine Turnpike
Authority Meetings**

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

Sec. 1. 23 MRSA §1965, sub-§2, ¶A, as amended by PL 1987, c. 433, §1, is further amended to read:

A. The authority ~~shall consist~~ consists of 4 members appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over transportation and subject to confirmation by the Legislature. The Commissioner of Transportation ~~shall be~~ is a member ex officio. The Commissioner of Transportation may designate a deputy, director, assistant or other officer or employee of the department to represent the Commissioner of Transportation at meetings of the authority with full power to act and vote on behalf of the Commissioner of Transportation. Upon the expiration of the term of office of any member, the Governor shall appoint a new member who ~~shall serve~~ serves in office for a term of 7 years and until ~~his~~ a successor is duly appointed and qualified, and any member of the authority ~~shall be~~ is eligible for reappointment. In the event of a vacancy in the membership of the authority caused by the death, incapacity, resignation or removal of a member, the Governor shall appoint a member to fill that vacancy only for the unexpired term of office of the member whose death, incapacity, resignation or removal created the vacancy, but the newly appointed member may be reappointed at the end of the unexpired term in accordance with this subsection. In all events, ~~no~~ a member may not be appointed to the authority who is not a resident of the State at the time of ~~his~~ the appointment and qualification, or who has not been a qualified voter in the State for a period of at least one year next preceding ~~his~~ the appointment.

See title page for effective date.

CHAPTER 109

S.P. 431 - L.D. 1199

**An Act to Amend the Maine
Criminal Code by Correcting
References to Committee Structure**

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

Sec. 1. 17-A MRSA §1353, sub-§1, as enacted by PL 1975, c. 740, §124, is amended to read:

1. The Senate and House ~~chairmen~~ chairs of the ~~Judiciary Committee~~ joint standing committee of the Legislature having jurisdiction over the Maine Criminal Code and the Maine Juvenile Code, or their designees, ~~shall~~ shall serve as consultants to the commission. The Chief Justice of the Supreme Judicial Court shall appoint 4 consultants to the commission, at least one of whom ~~shall~~ must be an active member of the Superior Court and at least one of whom ~~shall~~ must be an active member of the District Court.

See title page for effective date.

CHAPTER 110

S.P. 435 - L.D. 1203

**An Act to Rename the Crime of
Endangering the Welfare of an
Incompetent Person**

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

Sec. 1. 17-A MRSA §555, as enacted by PL 1975, C. 499, §1, is amended to read:

§555. Endangering welfare of a dependent person

1. A person is guilty of endangering the welfare of ~~an incompetent a dependent person~~ if he that person knowingly endangers the health, safety or mental welfare of a person who is unable to ~~care for himself~~ perform self-care because of advanced age, physical or mental disease, disorder or defect.

2. As used in this section "endangers" includes a failure to act only when the defendant had a legal duty to protect the health, safety or mental welfare of the ~~incompetent~~ dependent person.

3. Endangering the welfare of ~~an incompetent a~~ dependent person is a Class D crime.

Sec. 2. 17-A MRSA §557, as enacted by PL 1975, c. 499, §1, is amended to read: