

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
December 7, 1994 to June 30, 1995

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NON-EMERGENCY LAWS IS
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IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4

J.S. McCarthy Company
Augusta, Maine
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§557. Other defenses

For the purposes of this chapter, a person who in good faith provides treatment for a child or ~~incompetent~~ dependent person by spiritual means through prayer alone ~~shall~~ may not for that reason alone be deemed to have knowingly endangered the welfare of ~~such that~~ that child or ~~incompetent~~ dependent person.

See title page for effective date.

CHAPTER 111

H.P. 654 - L.D. 877

An Act to Change the Department of Corrections' Lease Provisions to Conform with Statutes Regarding Leases of State Buildings by Other Departments

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

Sec. 1. 34-A MRSA §1403, sub-§5, as amended by PL 1991, c. 314, §24, is further amended to read:

5. Lease of unused buildings. The commissioner may, with the approval of the Director of ~~Public Improvements~~ the Bureau of General Services, lease unused buildings at the correctional and detention facilities for the purposes of providing services to clients.

A. The leases must be for a period not to exceed ~~one year~~ 2 years and may be extended, with the approval of the Director of the Bureau of General Services, for 3 more 2-year periods.

B. The commissioner shall submit a plan of the proposed leases and their impact on the correctional and detention facilities and clients to the joint standing committee of the Legislature having jurisdiction over corrections no later than January 31st of each year.

See title page for effective date.

CHAPTER 112

S.P. 388 - L.D. 1065

An Act to Clarify Detention Responsibilities

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

Sec. 1. 34-A MRSA §4110, as amended by PL 1993, c. 354, §15, is further amended to read:

§4110. State responsible for detention

Notwithstanding any other provision of law, on the date that the Northern Maine Regional Juvenile Detention Facility begins operating, the State is responsible for all physically restrictive juvenile detention statewide, except that the detention provided under Title 15, section 3203-A, subsection 1 remains the responsibility of the counties. This provision does not apply to a juvenile who is held in an adult section of a jail pursuant to court order under Title 15, section 3101, subsection 4, paragraph E-1, Title 15, section 3203-A, subsection 7 paragraph C or D or Title 15, section 3205, subsection 2.

See title page for effective date.

CHAPTER 113

H.P. 687 - L.D. 938

An Act to Provide for the Timely Passage of the State Budget

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

Sec. 1. 5 MRSA §1666-A is enacted to read:

§1666-A. Enactment of budget

The Legislature shall review a biennial or supplemental budget submitted to it in accordance with this chapter and enact a budget no later than 30 days prior to the date of adjournment prescribed in Title 3, section 2, except that, during the first year in office of a Governor-elect, the Legislature shall enact a budget no later than the first Friday in June.

See title page for effective date.

CHAPTER 114

S.P. 30 - L.D. 60

An Act to Allow Plumbers and Pump Installers to Install Wiring on Replacement Water Heaters and Water Pumps in Residential Property

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

Sec. 1. 32 MRSA §1102, sub-§5, as amended by PL 1991, c. 531, §1, is further amended to read:

5. Oil burner technicians. Any person duly licensed under chapter 33 subject to the restrictions of the license as issued; ~~or~~

Sec. 2. 32 MRSA §1102, sub-§6, as amended by PL 1991, c. 531, §2, is further amended to read:

6. Elevator mechanics. Any person licensed under Title 26, sections 484 to 487 subject to the restrictions of the license as issued; ~~;~~

Sec. 3. 32 MRSA §1102, sub-§8, as enacted by PL 1993, c. 659, Pt. A, §2, is amended to read:

8. Gas installers. A person duly licensed under chapter 33 or chapter 49 when installing natural gas utilization equipment, subject to the restrictions of that person's license; ~~;~~

Sec. 4. 32 MRSA §1102, sub-§§9 and 10 are enacted to read:

9. Plumbers. A person licensed under chapter 49, except that this exception applies only to disconnection and connection of electrical conductors required in the replacement of water pumps and water heaters of the same or smaller size in residential properties; or

10. Pump installers. A person licensed under chapter 69-C, except that this exception applies only to disconnection and connection of electrical conductors required in the replacement of water pumps of the same or smaller size in residential properties.

See title page for effective date.

CHAPTER 115

S.P. 213 - L.D. 555

An Act to Increase the Time Period for Veterans Serving in Desert Storm Recognized in the Veterans Preference Program

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

Sec. 1. 5 MRSA §7054, sub-§1, ¶D, as amended by PL 1993, c. 427, §1, is further amended to read:

D. "War, campaign or expedition" means any of the following periods:

- (1) April 6, 1917 to November 10, 1918;
- (2) December 7, 1941 to September 1, 1945;
- (3) June 27, 1950 to January 31, 1955;
- (4) August 5, 1964 to May 7, 1975; and
- (5) August 7, 1990 to ~~April 11~~ August 7, 1991.

See title page for effective date.

CHAPTER 116

S.P. 163 - L.D. 424

An Act Concerning Juveniles Hunting without Adult Supervision

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

Sec. 1. 12 MRSA §7406, sub-§21 is enacted to read:

21. Allowing a junior hunter to hunt without adult supervision. A person is guilty of allowing a junior hunter to hunt without adult supervision if that person, who is the adult supervisor, parent or guardian of a holder of a junior hunting license under the age of 16, allows that junior hunter to hunt other than in the presence of, and under the supervision of, an adult.

See title page for effective date.

CHAPTER 117

H.P. 835 - L.D. 1166

An Act to Provide for Certain Amendments to Laws Affecting the Finance Authority of Maine

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

Whereas, this legislation in part corrects an unintended sunset of authority of the Finance Authority of Maine to oversee and administer student financial assistance programs; and

Whereas, there is an immediate need for assistance to the many students who rely on the student financial assistance programs to access the financing they need to pursue educational opportunities; and