

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

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
1997

improvement under this subchapter, arranged in priority order. The department shall offer to the towns an opportunity to improve bridges based inasmuch as is practical on those lists. Any town, county or the State may petition to the department, based on the lists prepared under this section, to improve a bridge under this subchapter. Prior to the placement of a bridge on the biennial list, the department shall notify the county commissioners of the county in which the bridge is located of preliminary engineering work, cost estimates and the anticipated inclusion of that bridge in the biennial list.

See title page for effective date.

CHAPTER 14

H.P. 192 - L.D. 245

An Act to Provide a Time Limit Extension for Basic Corrections Training

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

Sec. 1. 25 MRSA §2804-D, as amended by PL 1993, c. 551, §3, is further amended to read:

§2804-D. Basic corrections training

1. Required. As a condition to the continued employment of any person as a full-time corrections officer by a municipality, a county, the State or any other nonfederal employer, that person must successfully complete, within the first 12 months of employment, a basic training course of not less than 80 hours as approved by the board. Thereafter, as a condition of continued employment as a full-time corrections officer, the officer must satisfactorily maintain the basic certification. The board, under extenuating and emergency circumstances in individual cases, may extend the 12-month period for not more than 90 days. The board, in individual cases, may waive basic training requirements when the facts indicate that an equivalent course has been successfully completed in another state or federal jurisdiction within the 2 years immediately preceding employment. This section applies to any person employed as a full-time corrections officer on or after July 6, 1978. Administrators of facilities where there are corrections officers who are not full-time are encouraged to develop an orientation program for those persons.

See title page for effective date.

CHAPTER 15

H.P. 221 - L.D. 285

An Act to Repeal the Task Force on Defense Realignment and the Economy

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

Sec. 1. 5 MRSA §3307-E, as amended by PL 1995, c. 688, §§1 and 2, is repealed.

See title page for effective date.

CHAPTER 16

H.P. 403 - L.D. 548

An Act Concerning Service Relating to the Disclosure of Financial Records

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

Sec. 1. 9-B MRSA §163, sub-§1, as amended by PL 1985, c. 647, §2, is further amended to read:

1. Service. A fiduciary institution shall disclose financial records under section 162 pursuant to a subpoena, summons, warrant or court order ~~which~~ that on its face appears to have been issued upon lawful authority only if the subpoena, summons, warrant or court order is served upon the customer prior to disclosure by the fiduciary institution. The agency or person requesting the disclosure of financial records shall certify in writing to the fiduciary institution the fact that the subpoena, summons, warrant or court order has been served upon the customer. The court for good cause shown may delay or dispense with service of the subpoena, summons, warrant or court order upon the customer. The court shall delay or dispense with service of the subpoena, summons, warrant or court order upon the customer upon notice by the Attorney General ~~or his~~, the Attorney General's designee or the District Attorney that ~~such~~ service upon the customer would not be in the public interest. A subpoena, summons or warrant issued in connection with a criminal proceeding or federal grand jury proceeding or a trustee process lawfully issued need not be served upon the customer.

See title page for effective date.
