

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.

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Augusta, Maine
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committee hearing schedules, work session schedules, status of legislation, voting records of Legislators, the laws of Maine, study reports and reports of other study groups established by the Legislature and any other information designated by the Legislative Council.

See title page for effective date.

CHAPTER 44

H.P. 37 - L.D. 62

An Act to Change the Method for Setting Wages for Deputies

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

Sec. 1. 30-A MRSA §351, sub-§§2 and 3, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, are further amended to read:

2. Full-time deputy. "Full-time deputy" means a deputy who is compensated ~~on a salaried or per diem basis~~ under section 386, subsection 1, and who is employed in county law enforcement for at least 40 hours a week.

3. Part-time deputy. "Part-time deputy" means a deputy who is compensated ~~on an hourly or per diem basis~~ under section 386, subsection 2, and who does not receive work more than the maximum amount allowed under that subsection in any one calendar or fiscal year ~~for~~ while performing county law enforcement duties.

Sec. 2. 30-A MRSA §386, as amended by PL 1989, c. 477, §2, is repealed and the following enacted in its place:

§386. Compensation of deputies

1. Full-time deputies. The county commissioners of each county in which deputies are employed shall set the rate of compensation for deputies employed in the county commissioners' county. The county treasurers shall pay the compensation, together with those incidental expenses that are necessary for the proper enforcement of the laws.

All fees received by full-time deputies for the service of civil process while on duty are deemed fees for the use of the county and are paid to the county treasurer for the use and benefit of the county.

2. Part-time deputies. Part-time deputies must be compensated at a reasonable rate established by the county commissioners. A part-time deputy may not be compensated under this section for more than 1040 hours of work as a part-time deputy in any one

calendar or fiscal year. Incidental expenses necessary for the proper enforcement of the laws must be paid in the same manner as provided for full-time deputies and are not included in the limitation on compensation. Compensation paid to a part-time deputy for serving as a court officer is not included in the limitation on compensation.

3. Special deputies. Special deputies may be compensated only when on active duty as provided under section 382. They must be compensated at a rate equal to the rate of compensation of full-time or part-time deputies, depending on the actual duties performed while on active service.

See title page for effective date.

CHAPTER 45

S.P. 48 - L.D. 158

An Act to Preserve Roadside Springs

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

Sec. 1. 22 MRSA §2601, sub-§8-A is enacted to read:

8-A. Roadside spring. "Roadside spring" means any spring, well or other water diverted by pipes for the use of the public to obtain water by using containers or other methods, including but not limited to water being diverted and collected by a landowner by tiles, pipes, catch basins, buildings or other appurtenances.

Sec. 2. 22 MRSA §2604-A is enacted to read:

§2604-A. Roadside springs

A roadside spring is not a public water system if the owner of the roadside spring does not collect, charge or accept donations, fees or money for the water or for testing or maintenance of the water and does not post signs or construct other structures that invite persons to use the spring.

See title page for effective date.

CHAPTER 46

H.P. 680 - L.D. 932

An Act Regarding Foster Parent Insurance