

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

B. Safety guidelines for riders, if any;

C. Restrictions on the use of the amusement ride, if any;

D. Behavior or activities that are prohibited, if any; and

E. A legend providing that "State law requires riders to obey all warnings and directions for this ride and behave in a manner that will not cause or contribute to injuring themselves or others. Riders must report injuries before leaving. Failure to comply is punishable by fine and imprisonment."

Any sign required by this section must be prominently displayed at a conspicuous location, clearly visible to the public and bold and legible in design.

§805. Construction

Nothing in this chapter may be construed to preclude a criminal prosecution or civil action available under any other law.

§806. Uniformity of interpretation

This Act must be interpreted and construed as to effectuate its general purpose to make uniform the law of those states that enact it.

See title page for effective date.

CHAPTER 304

S.P. 244 - L.D. 813

An Act to Define the Projects That Public Works Departments May Undertake Without Procuring the Services of a Registered Professional Engineer

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

Sec. 1. 32 MRSA §1254 is repealed and the following enacted in its place:

§1254. Public works

1. Use of registered professional engineer not required. Except as provided in subsection 2, any department of this State or any of its political subdivisions, any county, city, town, township or plantation may engage in construction of any public work involving professional engineering without procuring the services of a registered professional engineer, as long as the contemplated expenditure for the completed project does not exceed \$100,000 and the work,

both as performed and as completed, does not create an undue risk to public safety or welfare.

2. Exception. A department of this State may require the services of a registered professional engineer for any public works project if the services of the professional engineer are required to comply with any provision of law or rule.

See title page for effective date.

CHAPTER 305

S.P. 133 - L.D. 412

An Act to Require the Purchaser of Tobacco Products to Produce Suitable Identification

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

Sec. 1. 22 MRSA §1552-A, sub-§2, as enacted by PL 1995, c. 470, §9 and affected by §19, is amended to read:

2. Display of prohibition against sales to juveniles. All licensees shall post notice of the prohibition on tobacco sales to juveniles pursuant to section ~~1555~~ **1555-B**. Notices must be publicly and conspicuously displayed in the licensee's place of business in letters at least 3/8 inches high. Signs required by this section must be provided at cost by the department. Any person who violates this subsection commits a civil violation for which a forfeiture of not less than \$50 nor more than \$200 may be adjudged for any one offense.

Sec. 2. 22 MRSA §1553-A, sub-§1, as enacted by PL 1995, c. 470, §9 and affected by §19, is amended to read:

1. Vending requirements. When the sale of cigarettes or any other tobacco product is made from a vending machine the following is required.

A. Only cigarettes or any other tobacco products may be dispensed by that machine.

B. A sign must be affixed conspicuously to the front of the machine. The sign must:

(1) Contain lettering that is at least 3/8 inches in height; and

(2) State the following: "WARNING. It is unlawful for any person under the age of 18 to purchase cigarettes in this State."

C. At all times during the hours the vending machine is accessible, it must be located within the