

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1999**

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PUBLIC LAWS OF THE STATE OF MAINE  
AS PASSED AT  
THE FIRST REGULAR SESSION OF THE  
ONE HUNDRED AND NINETEENTH LEGISLATURE  
1999

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**CHAPTER 1**

**S.P. 30 - L.D. 44**

**An Act to Clarify Laws Relating to  
the Acceptance of Gifts of  
Intellectual and Other Property by  
the State**

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

**Whereas,** the Legislature has been offered the gift of the copyright in a video about the legislative process, which will be available immediately; and

**Whereas,** the Legislature must immediately accept the gift in order to be able to effectively administer and protect the copyright in the work; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 2 MRSA §5,** as amended by PL 1981, c. 53, is further amended to read:

**§5. Acceptance of gifts**

The Governor is authorized to accept in the name of the State any and all gifts, bequests, grants or conveyances to the State of Maine.

No other state official or any member of any other branch of State Government may accept any gift, grant or conveyance to the State or to that branch of government, with a value greater than \$50, unless specifically authorized to do so by ~~statute law~~ or by clear implication of statute law, or unless empowered to do so by the Governor.

**Sec. 2. 3 MRSA §162, sub-§16-A** is enacted to read:

**16-A. Intellectual property.** To use, manage or administer on behalf of the Legislature any copyright held by the Legislature or license to use copyrighted

materials and to manage the copying, use and dissemination of copies of copyrighted materials in which the Legislature holds the copyright or a license;

**Sec. 3. Acceptance of copyright in video production on legislative process.** The Legislature acknowledges and accepts the gift to the Legislature of the copyright in a video concerning the Maine legislative process titled "Person to Person: Legislating Maine" produced in 1998 by the Spring Point Media Center of Southern Maine Technical College.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective January 14, 1999.

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**CHAPTER 2**

**S.P. 29 - L.D. 43**

**An Act to Amend the State  
Compensation Commission Laws**

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

**Whereas,** this legislation needs to take effect immediately to allow the State Compensation Commission the time necessary to complete its work and file its report; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 3 MRSA §2-B,** as corrected by RR 1997, c. 2, §3, is amended to read:

**§2-B. State Compensation Commission**

**1. State Compensation Commission; membership.** The State Compensation Commission, established in Title 5, section 12004-G, subsection 26-D