

# 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**

effective date of this Act shall document to the Commissioner of Marine Resources by March 22, 1999 that that person complies with the provisions of the Maine Revised Statutes, Title 12, section 6505-A, subsections 2 and 6 and a nonresident who purchased an elver fishing license for the 1999 elver fishing season before the effective date of this Act must also document to the commissioner by March 22, 1999 that that person complies with the provisions of Title 12, section 6505-A, subsection 7. If that person fails to provide the documentation by March 22, 1999, that person's elver fishing license for the 1999 season is revoked and the Commissioner of Marine Resources shall refund to the person all license and gear fees paid by that person.

**Sec. 18. Gear fees; refund.** A person who purchased an elver fishing license for the 1999 elver fishing season before the effective date of this Act and who paid gear fees for a greater number of nets or traps than that person is authorized to use pursuant to the Maine Revised Statutes, Title 12, section 6575-B, subsection 2-A, shall return any extra tags issued pursuant to section 6505-B, subsection 2 and the Commissioner of Marine Resources shall refund to the person all gear fees paid by that person for gear that the person is not authorized to utilize.

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

Effective March 11, 1999.

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## CHAPTER 8

S.P. 46 - L.D. 117

### An Act to Amend Maine's Insurance Laws Regarding Gifts and Rebates

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

**Sec. 1. 24-A MRSA §2163-A**, as enacted by PL 1997, c. 457, §41, is amended to read:

**§2163-A. Permitted activities**

Notwithstanding any other provision in sections 2160 to 2163, an insurer, employee of an insurer or producer may offer to give gifts in connection with marketing for the sale or retention of contracts of insurance provided the cost does not exceed \$20 per year per policy or quote, and conduct raffles or drawings, so long as there is no participation costs to entrants, in which case prizes may be valued in excess of \$20 but not more than \$100. Nothing in sections 2160 to 2163 may be construed to prohibit an insurance producer from receiving a fee rather than

commission on the sale of property and casualty insurance in accordance with section 1450 and rules adopted by the superintendent.

Gifts and prizes given pursuant to this section may not be in the form of cash, check or other cash equivalent.

See title page for effective date.

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## CHAPTER 9

H.P. 46 - L.D. 60

### An Act to Permit the Sale of Moose Bones

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

**Whereas**, the 90-day period may not terminate in time to sell products at spring fairs; 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. 12 MRSA §7464, sub-§9, ¶A**, as amended by PL 1985, c. 369, §21, is further amended to read:

A. Notwithstanding subsection 8, the head, antlers, bones, feet and hide of any moose may be sold.

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

Effective March 11, 1999.

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## CHAPTER 10

S.P. 55 - L.D. 125

### An Act to Lower the Age of Consent for the Donation of Blood

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

**Sec. 1. 22 MRSA §1502-A** is enacted to read: