

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.

J.S. McCarthy Company
Augusta, Maine
1999

Sec. 2. 37-B MRSA §610-B, first ¶, as enacted by PL 1997, c. 395, Pt. P, §6, is amended to read:

The Maine Veterans' Homes shall expend stipend funds received pursuant to section 610-A ~~first~~ primarily on the payment of debt service on, or the setting aside of funds irrevocably to repay as soon as possible, the outstanding principal amount of the bonded indebtedness of the homes and the bonded indebtedness of the State on which the homes are obligated to pay debt service. Any interest earned on funds set aside irrevocably to repay such bonded indebtedness must be credited to the General Fund.

See title page for effective date.

CHAPTER 289

H.P. 1254 - L.D. 1808

An Act to Amend the Definition of Lender Under the Uncontrolled Hazardous Substance Sites Law

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

Sec. 1. 38 MRSA §1362, sub-§1-B, as amended by PL 1993, c. 355, §58, is further amended to read:

1-B. Lender. "Lender" means any person, as defined by Title 9-B, section 131, subsection 30, including a successor or assignee of that person, that makes a bona fide extension of credit to or takes or acquires a security interest from a nonaffiliated person; a financial institution or credit union authorized to do business in this State, as defined in Title 9-B, section 131, subsections 12-A and 17-A; a financial institution that is acting through a service corporation ~~pursuant to as defined in~~ Title 9-B, section 445 ~~131~~, subsection ~~5~~ 37; or any federal or state banking or lending agency that provides loans, guarantees or other financial assistance. For the purpose of this subsection, the phrase "acting through" includes the assignment or transfer of an interest in real property acquired in satisfaction of a debt.

See title page for effective date.

CHAPTER 290

H.P. 1091 - L.D. 1538

An Act to Grant Immunity to Medical Professionals Conducting Body Cavity Searches for Drugs

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

Sec. 1. 5 MRSA §200-G, sub-§3 is enacted to read:

3. Immunity. A person is immune from criminal or civil liability for an act or omission in conducting a body cavity search if:

A. The body cavity search is pursuant to a search warrant directing the body cavity search;

B. The person is authorized to conduct a body cavity search under the rules adopted pursuant to subsection 1; and

C. The person uses due care in conducting the body cavity search.

Nothing in this subsection requires a person authorized to conduct body cavity searches to conduct a body cavity search pursuant to a search warrant.

See title page for effective date.

CHAPTER 291

S.P. 527 - L.D. 1560

An Act to Amend the Qualifications for Appointment of the Adjutant General and Assistant Adjutant General

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

Sec. 1. 37-B MRSA §107, as amended by PL 1983, c. 594, §3, is repealed and the following enacted in its place:

§107. Qualifications for appointment of Adjutant General and assistant adjutant general

A person appointed Adjutant General or assistant adjutant general must have attained the federally recognized rank of Colonel in the Maine National Guard.

See title page for effective date.

CHAPTER 292

S.P. 140 - L.D. 376

An Act to Amend the Laws Relating to Long-term Care Insurance and to Require Disclosure to Insurance Consumers that Long-term Care