

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 5, 2000 to May 12, 2000**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**AUGUST 11, 2000**

**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**  
**2000**

P. If the child is under one year of age, whether the child is being breast-fed.

See title page for effective date.

**CHAPTER 703**

**H.P. 1700 - L.D. 2406**

**An Act to Amend the Felony-operating-under-the-influence Laws**

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

**Sec. 1. 29-A MRSA §2411, sub-§6**, as amended by PL 1995, c. 368, Pt. AAA, §10, is repealed and the following enacted in its place:

**6. Aggravated punishment category.** An operator commits a Class C offense if the State pleads and proves that the operator, while operating a motor vehicle in violation of this section:

A. In fact caused serious bodily injury as defined in Title 17-A, section 2, subsection 23 to another person or in fact caused the death of another person; or

B. Has either a prior conviction for a Class C crime under this section or a prior criminal homicide conviction involving or resulting from the operation of a motor vehicle while under the influence of intoxicating liquor or drugs or with a blood-alcohol content of 0.08% or greater.

The sentence must include a period of incarceration of not less than 6 months, a fine of not less than \$2,000 and a court-ordered suspension of a driver's license for a period of 6 years. These penalties may not be suspended.

See title page for effective date.

**CHAPTER 704**

**H.P. 1634 - L.D. 2286**

**An Act to Amend the Laws Governing Paternity Establishment**

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

**Sec. 1. 19-A MRSA §1556**, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

**§1556. Remedies**

The Superior Court or District Court has jurisdiction over an action ~~under this subchapter and all remedies to determine parentage.~~ There is no right to demand a jury trial in an action to determine parentage. The Superior Court or District Court has jurisdiction for the enforcement of judgments for expenses of pregnancy and confinement for a wife or for education, support or funeral expenses for legitimate children and all remedies for the enforcement of these judgments apply. The court has continuing jurisdiction to modify or revoke a judgment for future education and support. All remedies under the Uniform Interstate Family Support Act are available for enforcement of duties of support under this subchapter.

**Sec. 2. 19-A MRSA §1557, 2nd ¶**, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

**Sec. 3. 19-A MRSA §2103, sub-§1, ¶A**, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

A. "Applicant" means an individual, including a person receiving services under section 2108, state, political subdivision of a state or instrumentality of a state.

See title page for effective date.

**CHAPTER 705**

**S.P. 957 - L.D. 2498**

**An Act to Increase Access to High-quality Jobs Through the Federal Workforce Investment Act**

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

**Sec. 1. 26 MRSA §1192, sub-§6-E** is enacted to read:

**6-E. Prohibition against disqualification of individuals in approved training under federal Workforce Investment Act.** Notwithstanding any other provision of this chapter, unless inconsistent with federal law, the acceptance of training opportunities available through the federal Workforce Investment Act of 1998, 20 United States Code, Sections 9201 to 9276 (1998) is deemed to be acceptance of training with the approval of the State within the meaning of any other provision of federal or state law relating to unemployment benefits.

See title page for effective date.