

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTIETH LEGISLATURE
FIRST REGULAR SESSION
December 6, 2000 to June 22, 2001

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 21, 2001

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
2001

- (a) The financial soundness of the health maintenance organization's arrangements for health care services and the schedule of charges used;
- (b) The adequacy of working capital;
- (c) Any agreement with an insurer, a nonprofit hospital or medical service corporation, a government or any other organization for insuring or providing the payment of the cost of health care services or the provision for automatic applicability of an alternative coverage in the event of discontinuance of the plan;
- (d) Any agreement with providers for the provision of health care services that contains a covenant consistent with subsection 6; and
- (e) Any arrangements for insurance coverage or an adequate plan for self-insurance to respond to claims for injuries arising out of the furnishing of health care services.

See title page for effective date.

CHAPTER 73

S.P. 153 - L.D. 497

An Act to Reduce Noise Pollution

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

Sec. 1. 29-A MRSA §2079-A is enacted to read:

§2079-A. Excessive sound system noise

1. Prohibition. A person may not operate a sound system in a vehicle on a public way at a volume that is audible at a distance of greater than 25 feet and that exceeds 85 decibels or that is greater than is reasonable with due regard to the location of the vehicle and the effect on persons in proximity to the vehicle. It is a prima facie violation of this section if the vehicle is located near buildings and the buildings or windows in the buildings are shaken or rattled by the sound of the sound system.

2. Penalty. Violation of subsection 1 is a traffic infraction for which the following forfeitures must be assessed:

- A. For a first offense, \$50;

- B. For a 2nd offense, \$100; and

- C. For a 3rd or subsequent offense, \$150.

See title page for effective date.

CHAPTER 74

S.P. 140 - L.D. 463

An Act to Authorize the Department of Transportation to Locate and Construct Railroad Lines

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

Sec. 1. 23 MRSA §5071, as enacted by PL 1987, c. 141, Pt. A, §4, is amended by inserting at the end a new paragraph to read:

To carry out its directive to ensure the development and maintenance of safe, efficient and reliable rail transportation, the Department of Transportation may locate and construct railroad lines. The department shall give notice of the location of each such railroad line by publishing a description of the location in a newspaper of general circulation in each county through which the line passes. Before commencing construction, the department shall set a day and time for hearing so that all interested persons have an opportunity to appear. If the department, after hearing, determines to proceed with the construction of the railroad line, the department shall file with the registry of deeds of each affected county a plan of the location of the line defining its course, distance and boundaries. This plan must be kept on file and available to the public at the department's office in Augusta. For the purpose of locating and constructing railroad lines, the department may acquire all necessary property interests through purchase, lease, or condemnation pursuant to section 154.

See title page for effective date.

CHAPTER 75

H.P. 310 - L.D. 388

An Act to Amend Disclosure Reporting Requirements

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

Sec. 1. 1 MRSA §1016-A, first ¶, as amended by PL 1989, c. 734, is further amended to read: