

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

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

Sec. 1. 12 MRSA §7457, sub-§1, ¶J is enacted to read:

J. The commissioner may establish a youth deer hunting day by rule. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

See title page for effective date.

CHAPTER 132

H.P. 530 - L.D. 685

An Act to Allow a Person with a Disability to Ride in Vehicles Being Towed

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

Sec. 1. 29-A MRSA §2061, sub-§2, ¶¶B and C, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, are amended to read:

B. A trailer being utilized for farming or agricultural purposes; ~~or~~

C. A trolley trailer, as defined in section 101, subsection 87, when all passengers on the trolley trailer are seated and the towing machine does not exceed 10 miles per hour; ~~or~~

Sec. 2. 29-A MRSA §2061, sub-§2, ¶D is enacted to read:

D. A person with a disability, as defined in section 521, in a vehicle that requires road service when it is not practical to transport the person with a disability by any other means.

See title page for effective date.

CHAPTER 133

S.P. 239 - L.D. 807

An Act to Provide for Plenary Proceedings in Actions for Forcible Entry and Detainer

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

Sec. 1. 14 MRSA §6012, sub-§1, as enacted by PL 1995, c. 448, §4, is amended to read:

1. Action to resolve dispute. If 2 or more persons claim rights in, title to or possession of personal property, any claimant may bring an action in District Court to resolve a dispute among the claimants. The plaintiff has the option of bringing the action by way of summary proceeding or plenary proceeding.

Sec. 2. 14 MRSA §6012, sub-§5, as enacted by PL 1995, c. 448, §4, is repealed and the following enacted in its place.

5. Rules. If the action for forcible entry and detainer of personal property is brought as a summary proceeding, the Maine Rules of Civil Procedure, Rule 80D applies. If the action is brought as a plenary proceeding, the Maine Rules of Civil Procedure, other than Rule 80D(a)-(e), apply, except as otherwise provided by statute.

See title page for effective date.

CHAPTER 134

H.P. 734 - L.D. 954

An Act to Amend the Protection from Abuse and Protection from Harassment Laws

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

Sec. 1. 5 MRSA §4651, sub-§2, ¶C, as enacted by PL 1995, c. 650, §1, is amended to read:

C. A single act or course of conduct constituting a violation of section 4681; Title 17, section 2931; or Title 17-A, sections 201, 202, 203, 204, 207, 208, 209, 210, 210-A, 211, 253, 301, 302, 303, 506-A, 511, 556, 802, 805 or 806.

Sec. 2. 5 MRSA §4654, sub-§5, as amended by PL 1999, c. 542, §1, is further amended to read:

5. Service of order. If the court issues a temporary order or orders emergency or interim relief, the court shall order a law enforcement agency or, if the defendant is present in the courthouse, a court security officer qualified pursuant to Title 4, section 17, subsection 15 to serve the defendant personally with the order, the petition and the summons. ~~To protect the plaintiff, the court may order the omission or deletion of the plaintiff's address from any papers served on the defendant.~~

Sec. 3. 5 MRSA §4655, sub-§1, ¶C-2 is enacted to read: