

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTIETH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2002 to April 25, 2002**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 25, 2002**

**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**  
**2002**

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

**Sec. 1. 23 MRSA §1980, sub-§2-B, ¶B,** as amended by PL 1995, c. 339, §2, is further amended to read:

~~B. Notwithstanding any other provision of law, a~~  
A photograph, micro-photograph, videotape or other recorded image prepared for enforcement of authority tolls is for the exclusive use of the authority in the discharge of its duties under this section. This material is confidential and is not available to the public. The authority shall make this information available to a law enforcement officer upon request and may share this information with other toll administrative agencies as provided in section 1982. Except as provided in this subsection or as may be necessary to prove a claim for indemnification under subsection 2-A, paragraph F or to prosecute a criminal offense, this material may not be used in a court in an action or proceeding.

**Sec. 2. 23 MRSA §1982,** as enacted by PL 1995, c. 339, §3, is amended to read:

**§1982. Confidentiality of authority records**

A log or record identifying the name, address or travel patterns of a patron of the turnpike, whether prepared for enforcement of authority tolls or other purposes of the authority, is for the exclusive use of the authority in the discharge of its duties under this chapter. This material is confidential and is not available to the public except that a law enforcement officer or a representative of an insurance company making a request for specific records in the course of conducting the officer's or representative's business may have access to this material to the extent and in the manner access to such material is afforded under Title 1, chapter 13, subchapter I. The authority may release accident and other incident reports to affected parties and may release information specific to a commuter pass account or commercial billing account to the holder of that account. The authority may disclose patron information, including information gathered by photo-monitoring devices, to other toll administrative agencies that are participating with the authority in multiple-facility, electronic, transportation-related collection systems.

See title page for effective date.

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**CHAPTER 474**

**H.P. 1216 - L.D. 1657**

**An Act to Improve Emergency Medical Services by Expanding the Pool of Qualified Emergency Medical Services Personnel**

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

**Sec. 1. 32 MRSA §85, sub-§3, ¶D,** as amended by PL 1995, c. 161, §6, is repealed.

See title page for effective date.

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**CHAPTER 475**

**H.P. 1459 - L.D. 1956**

**An Act to Clarify Rule-making Authority for the Office of the State Fire Marshal**

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

**Sec. 1. 25 MRSA §2464, sub-§4-A** is enacted to read:

**4-A. Rules.** The Commissioner of Public Safety or the commissioner's designee, in accordance with the Maine Administrative Procedure Act, shall adopt rules pertaining to smoke detectors. The rules adopted must include, but not be limited to, standards for approved smoke detectors and all requirements of use, maintenance and installation. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

See title page for effective date.

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**CHAPTER 476**

**S.P. 691 - L.D. 1893**

**An Act to Facilitate More Effective Consumer Representation at the Office of the Public Advocate**

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

**Sec. 1. 35-A MRSA §1701, sub-§3,** as repealed and replaced by PL 1999, c. 259, §4, is amended to read: