

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE**

**FIRST SPECIAL SESSION**  
**August 21, 2003 to August 22, 2003**

**The General Effective Date For**  
**First Special Session**  
**Non-Emergency Laws Is**  
**November 22, 2003**

**SECOND REGULAR SESSION**  
**January 7, 2004 to January 30, 2004**

**The General Effective Date For**  
**Second Regular Session**  
**Non-Emergency Laws Is**  
**April 30, 2004**

**SECOND SPECIAL SESSION**  
**February 3, 2004 to April 30, 2004**

**The General Effective Date For**  
**Second Special Session**  
**Non-Emergency Laws Is**  
**July 30, 2004**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2004**

indications for use of the drug, the appropriate method for using the drug, the need for medical follow-up and referral information, information on sexual assault and referral information and other appropriate information.

### **§13825. Confidentiality**

Nothing in this subchapter affects the provisions of law relating to maintaining the confidentiality of medical records.

**Sec. 2. Development of fact sheet.** In developing the fact sheet required under the Maine Revised Statutes, Title 32, section 13824, the Department of Professional and Financial Regulation, Maine Board of Pharmacy shall consult with and solicit input from the Department of Human Services, the American College of Obstetricians and Gynecologists, the Maine Pharmacy Association and other relevant health care organizations. After this consultation and review, the Maine Board of Pharmacy may use, as its standardized fact sheet, an existing publication developed by nationally recognized medical organizations.

See title page for effective date.

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## CHAPTER 525

H.P. 1230 - L.D. 1652

### **An Act Regarding the Number of Jurors Required To Render a Verdict in a Civil Trial**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** correcting the number of jurors required to render a verdict should be done as soon as possible to avoid inconsistencies among civil trials and verdicts; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 14 MRSA §1204, sub-§1,** as enacted by PL 2003, c. 299, §1, is amended to read:

**1. Number of members.** The court shall seat a jury of either 8 or 9 members, and all jurors shall participate in the verdict unless excused for good cause by the court. Unless the parties otherwise

stipulate, the verdict must be decided by the unanimous votes of at least ~~3/4~~ 2/3 of the jurors participating in the verdict and no verdict may be taken from a jury reduced to fewer than 7 members.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective March 3, 2004.

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## CHAPTER 526

H.P. 1235 - L.D. 1659

### **An Act To Streamline the Time-share Rate Collection Process**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** utilities that provide service to time-share estates on a property-wide basis and not on an individual-owner basis confront great practical difficulties if required by the managing entity to bill individual time-share owners, and some utilities are currently being required to confront such difficulties; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 33 MRSA §593-A** is enacted to read:

#### **§593-A. Utility billing for time-share estates**

**1. Definitions.** As used in this section, the following terms have the following meanings.

**A. "Assessment"** means any rate, fee or charge assessed or imposed by a utility for the provision of its service to time-share units, other than service that is metered or otherwise measured and billed on an individual time-share owner basis.

**B. "Utility"** means a public utility as defined in Title 35-A, section 102, sanitary district established under Title 38, chapter 11 or sewer district as defined in Title 38, section 1251.

**2. Authority of managing entities.** Notwithstanding section 593, subsection 2, when a utility provides services to time-share units, the managing