

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 6, 2006 to June 21, 2007**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 20, 2007**

**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**  
**2007**

multiple of the minimum hourly wage equivalent in effect to that set forth in this paragraph.

See title page for effective date.

**CHAPTER 8**

**S.P. 17 - L.D. 23**

**An Act To Clarify the Use and Purpose of Center Turn Lanes**

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

**Sec. 1. 29-A MRSA §2051, sub-§2**, as amended by PL 1997, c. 653, §7, is further amended to read:

**2. Two-way lane.** On a public way that is divided into ~~3~~ more than 2 lanes and ~~provides one of those lanes provides~~ for 2-way movement of traffic, a vehicle may not be operated in ~~the center~~ that lane except:

- A. When overtaking and passing another vehicle when the way is clearly visible and the ~~center~~ 2-way traffic lane is clear of traffic for a safe distance, unless an official sign or traffic control device limits the use of ~~the center~~ that lane to turning only;
- B. In preparation for a left turn from the 2-way traffic lane; ~~or~~
- C. ~~Where~~ When the ~~center~~ 2-way traffic lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding and is posted to give notice of that allocation; ~~or~~
- D. As part of a 2-part turn when the vehicle turning left from a driveway or entrance uses the 2-way traffic lane until the travel lane in the direction the vehicle is proceeding can be entered safely by the vehicle.

See title page for effective date.

**CHAPTER 9**

**S.P. 49 - L.D. 141**

**An Act To Clarify the Process for Public Improvement Construction Contracts**

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

**Sec. 1. 5 MRSA §1743, sub-§2**, as enacted by PL 2001, c. 271, §1, is amended to read:

**2. Competitive bids.** A public improvement contract may be awarded under a system of competitive bidding in accordance with this Part and such other conditions as the Governor may prescribe. The competitive bidding process may be waived in individual cases involving emergency circumstances with the written approval of the director.

See title page for effective date.

**CHAPTER 10**

**S.P. 59 - L.D. 177**

**An Act To Clarify the Requirements for Temporary Licensure of Psychologists**

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

**Sec. 1. 32 MRSA §3824, sub-§5**, as amended by PL 1991, c. 144, §1, is further amended to read:

**5. Temporary licensure.** The board shall provide rules for the granting of a temporary license to enable psychologists to practice in this State under supervision prior to full licensure by the board. An applicant who possesses at least 1,500 hours of post-doctoral experience and fulfills all the requirements for licensure, except the written examination, may apply to the board for a temporary license. Upon receiving a completed application and fee and upon the applicant's successful completion of an oral examination, the board shall issue a temporary license that entitles the applicant to practice as a psychologist or psychological examiner under supervision while completing the requirements for permanent licensure. The temporary license is effective for one year.

See title page for effective date.

**CHAPTER 11**

**H.P. 155 - L.D. 173**

**An Act To Allow a Newspaper Carrier To Use Flashing Amber Lights on That Carrier's Vehicle**

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

**Sec. 1. 29-A MRSA §2054, sub-§2, ¶C**, as amended by PL 2005, c. 482, §4, is further amended to read:

C. The use of amber lights on vehicles is governed by the following.

(1) A vehicle engaged in highway maintenance or in emergency rescue operations by civil defense and public safety agencies and a public utility emergency service vehicle may be equipped with auxiliary lights that emit an amber light.

(2) A wrecker must be equipped with a flashing light mounted on top of the vehicle in such a manner as to emit an amber light over a 360° angle. The light must be in use on a public way or a place where public traffic may reasonably be anticipated when servicing, freeing, loading, unloading or towing a vehicle.

(3) A vehicle engaged in snow removal or sanding operations on a public way must be equipped with and display an auxiliary light that provides visible light coverage over a 360° range. The light must emit an amber beam of light and be equipped with a blinking or strobe light function and have sufficient intensity to be visible at 500 feet in normal daylight. When the left wing of a plow is in operation and extends over the center of the road, an auxiliary light must show the extreme end of the left wing. That light may be attached to the vehicle so that the beam of light points at the left wing. The light illuminating the left wing may be controlled by a separate switch or by the regular lighting system and must be in operation at all times when the vehicle is used for plowing snow on public ways.

(4) A vehicle equipped and used for plowing snow on other than public ways may be equipped with an auxiliary rotary flashing light that must be mounted on top of the vehicle in such a manner as to emit an amber beam of light over a 360° angle, or an amber strobe, or combination of strobes, that emits at a minimum a beam of 50 candlepower and provides visible light coverage over a 360° range. The light may be in use on a public way only when the vehicle is entering the public way in the course of plowing private driveways and other off-highway locations.

(5) A rural mail vehicle may be equipped with auxiliary lights.

(a) The lights used to the front must be white or amber, or any shade between white and amber.

(b) The lights used to the rear must be amber or red, or any shade between amber and red.

(c) The lights, whether used to the front or rear, must be mounted at the same

level and as widely spaced laterally as possible.

(d) The lights, whether used to the front or rear, must flash simultaneously.

(e) The lights must be visible from a distance of at least 500 feet in normal daylight.

(6) A vehicle used or provided by a contract security company to assist in traffic control and direction at construction or maintenance sites on a public way may be equipped with amber auxiliary lights. ~~Effective July 1, 1996, the auxiliary lights must be amber. Prior to July 1, 1996, the auxiliary lights must be green or amber.~~

(7) A Department of Public Safety vehicle operated by a motor carrier inspector may be equipped with auxiliary lights that emit an amber light.

(8) A vehicle used by an animal control officer appointed pursuant to Title 7, section 3947 may be equipped with auxiliary lights that emit a flashing amber light.

(9) A refuse, garbage or trash business vehicle used by an individual to transport refuse, garbage and trash may be equipped with auxiliary lights that emit a flashing amber light.

(10) A vehicle used by an individual to transport and deliver newspapers may be equipped with auxiliary lights that emit a flashing amber light.

See title page for effective date.

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## CHAPTER 12

### H.P. 114 - L.D. 122

#### An Act To Amend the Authority of a Motor Vehicle Investigator

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

**Sec. 1. 29-A MRSA §152, sub-§2,** as amended by PL 2001, c. 361, §4, is further amended to read:

**2. Deputize agents, examiners and investigators.** Appoint and deputize agents, examiners and motor vehicle investigators, stationed at convenient places, to receive applications for registration and licenses for the operation of vehicles, to conduct examinations and to perform assigned duties.