

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST SPECIAL SESSION
September 27, 2011

SECOND REGULAR SESSION
January 4, 2012 to May 31, 2012

THE EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
LAWS IS
SEPTEMBER 28, 2011

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 30, 2012

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

Augusta, Maine
2012

**CHAPTER 509
H.P. 1303 - L.D. 1769**

**An Act Regarding Subrogation
of Medical Payments Coverage**

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

Sec. 1. 24-A MRSA §2910-A, sub-§1, ¶A, as enacted by PL 2009, c. 222, §1, is repealed.

See title page for effective date.

**CHAPTER 510
S.P. 606 - L.D. 1758**

**An Act To Eliminate the
Deposit Requirements for
Containers of Limited and
Restricted Use Pesticides**

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

Sec. 1. 7 MRSA §616-A, sub-§2, ¶B, as repealed and replaced by PL 2003, c. 452, Pt. B, §6 and affected by Pt. X, §2, is amended to read:

B. A private applicator, as defined in Title 22, section 1471-C, may not violate a rule regarding records maintained pursuant to section 606, subsection 2, paragraph G; ~~Title 22, section 1471-Q; or a rule adopted pursuant to Title 22, section 1471-Q.~~ The following penalties apply to violations of this paragraph.

- (1) A person who violates this paragraph commits a civil violation for which a fine of not more than \$500 may be adjudged.
- (2) A person who violates this paragraph after having previously violated this paragraph within the previous 4-year period commits a civil violation for which a fine of not more than \$1,000 may be adjudged.

Sec. 2. 22 MRSA §1471-A, as amended by PL 1983, c. 542, §§1 and 3, is further amended to read:

§1471-A. Purpose and policy

For the purpose of assuring to the public the benefits to be derived from the safe, scientific and proper use of chemical pesticides while safeguarding the public health, safety and welfare, and for the further purpose of protecting natural resources of the State, it is declared to be the policy of the State of Maine to regulate the sale and application of chemical insecticides, fungicides, herbicides and other chemical pesticides; ~~and to regulate the return and disposal of limited and restricted use pesticide containers.~~

Sec. 3. 22 MRSA §1471-Q, as amended by PL 1985, c. 54, §1, is repealed.

Sec. 4. 22 MRSA §1471-BB is enacted to read:

§1471-BB. Refund of deposits

A pesticide dealer shall refund deposits paid in accordance with former section 1471-Q on returned pesticide containers bearing the board's identifying stickers. The board shall refund deposits paid on out-of-state sales in accordance with former section 1471-Q.

This section is repealed December 31, 2017.

See title page for effective date.

**CHAPTER 511
S.P. 537 - L.D. 1627**

**An Act Regarding the Filing of
Birth, Death and Marriage
Data**

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

Sec. 1. 19-A MRSA §651, sub-§2, as amended by PL 1997, c. 537, §12 and affected by §62, is further amended to read:

2. Application. The parties wishing to record notice of their intentions of marriage shall submit an application for recording notice of their intentions of marriage. The application must include a signed certification that the information recorded on the application is correct and that the applicant is free to marry according to the laws of this State. The applicant's signature must be acknowledged before an official authorized to take oaths. ~~Applications recording notice of intentions to marry must be open for public inspection in the office of the clerk. When the application is submitted, the applicant shall provide the clerk with the social security numbers of the parties. The application must include a statement that the social security numbers of the parties have been provided to the clerk. The clerk shall record the social security numbers provided by each applicant. The record of the social security numbers is confidential and is not open for public inspection. An application recording notice of intention to marry is not open for public inspection for 50 years from the date of the application except that:~~

A. The names of the parties for whom intentions to marry are filed and the intended date of marriage are public records and open for public inspection; and