

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 5, 2012 to July 10, 2013**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**OCTOBER 9, 2013**

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

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**Augusta, Maine**  
**2013**

A. An annual grant of no less than \$135,000 to the University of Maine Cooperative Extension, on or about April 1st, for development and implementation of integrated pest management programs. The University of Maine may not charge overhead costs against this grant; and

B. Funding for public health-related mosquito monitoring programs or other pesticide stewardship and integrated pest management programs, if designated at the discretion of the board, as funds allow after expenditures under paragraph A. The board shall seek the advice of the Integrated Pest Management Council established in section 2404 in determining the most beneficial use of the funds, if available, under this subsection.

By February 15th annually, the board shall submit a report to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters detailing the grants funded by the fee under this subsection. The annual report must include a recommendation by the board as to whether the amount of the fee is adequate to fund the programs described in this subsection. The joint standing committee may report out a bill to the Legislature based on the board's recommendations.

**Sec. 2. 7 MRSA §2406** is enacted to read:

**§2406. University of Maine Cooperative Extension integrated pest management programs**

The University of Maine Cooperative Extension shall develop and implement integrated pest management programs. The extension may seek the advice of the Integrated Pest Management Council established in section 2404 in establishing the programs. The extension shall use the funds deposited pursuant to section 607 for the purposes of this section. The extension shall administer the grant pursuant to section 607, subsection 6, paragraph A.

**Sec. 3. Appropriations and allocations.** The following appropriations and allocations are made.

**UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE**

**University of Maine Cooperative Extension N147**

Initiative: Allocates funds for the University of Maine Cooperative Extension to develop and implement integrated pest management programs.

OTHER SPECIAL REVENUE FUNDS	2013-14	2014-15
All Other	\$135,000	\$135,000
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$135,000	\$135,000

**Sec. 4. Effective date.** This Act takes effect January 1, 2014.

Effective January 1, 2014.

**CHAPTER 291**

**H.P. 643 - L.D. 919**

**An Act To Require an Operator To Provide Evidence of Liability Insurance or Financial Responsibility at the Scene of an Accident**

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

**Sec. 1. 29-A MRSA §2252**, as amended by PL 1999, c. 670, §1, is further amended to read:

**§2252. Accidents involving death or personal injury**

**1. Operator required to stop.** The operator of a vehicle involved in an accident anywhere that results in personal injury or death to a person shall immediately stop the vehicle at the scene of the accident or stop as close as possible and immediately return to the scene.

**2. Provide information.** The operator shall remain at the scene and provide to the injured person or someone acting for the injured person or the operator or an occupant of the other vehicle:

- A. The operator's name and address;
- B. The registration number of the operator's vehicle; ~~and~~
- C. An opportunity to examine the driver's license if the ~~other injured person or someone acting for the injured person or the operator or an occupant of the other vehicle~~ so requests and the license is available; ~~and~~
- D. Evidence of liability insurance or financial responsibility as required by section 1601 if the injured person or someone acting for the injured person or the operator or occupant of the other vehicle so requests.

**3. Render assistance.** The operator shall render reasonable assistance to an injured person.

**4. Violation.** A person commits a Class D crime if that person fails to comply with this section, except that a person commits a traffic infraction if that person fails to comply with subsection 2, paragraph D.

**5. Aggravated punishment category.** Notwithstanding subsection 4, a person commits a Class C crime if that person intentionally, knowingly or recklessly fails to comply with this section and the acci-

dent resulted in serious bodily injury, as defined in Title 17-A, section 2, subsection 23, or death.

**6. Dismissal.** The clerk of the District Court Violations Bureau or trial court shall dismiss a Violation Summons and Complaint charging a person with a violation of subsection 2, paragraph D if that person:

A. Shows the issuing law enforcement officer satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation and the issuing officer notifies the violations bureau of that fact; or

B. Files a timely answer to a Violation Summons and Complaint alleging a violation of subsection 2, paragraph D and that person presents to the court at the time of trial satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation.

**Sec. 2. 29-A MRSA §2253**, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

**§2253. Accidents involving vehicle damage**

**1. Operator required to stop.** The operator of a vehicle involved in an accident that results in damage to an attended vehicle shall immediately stop the vehicle at the scene of the accident or stop as close as possible and immediately return to the scene.

**2. Provide information.** The operator shall remain at the scene and provide to the operator or an occupant of the other vehicle:

- A. The operator's name and address;
- B. The registration number of the operator's vehicle; ~~and~~
- C. An opportunity to examine the driver's license if the other operator or an occupant so requests and the license is available; ~~and~~
- D. Evidence of liability insurance or financial responsibility as required by section 1601 if the other operator or an occupant so requests.

**3. Violation.** A person commits a Class E crime if that person fails to comply with this section, except that a person commits a traffic infraction if that person fails to comply with subsection 2, paragraph D.

**4. Dismissal.** The clerk of the District Court Violations Bureau or trial court shall dismiss a Violation Summons and Complaint charging a person with a violation of subsection 2, paragraph D if that person:

A. Shows the issuing law enforcement officer satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation and the issuing officer notifies the violations bureau of that fact; or

B. Files a timely answer to a Violation Summons and Complaint alleging a violation of subsection 2, paragraph D and that person presents to the court at the time of trial satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation.

**Sec. 3. 29-A MRSA §2254**, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

**§2254. Accidents involving unattended vehicle**

**1. Operator required to stop.** The operator of a vehicle involved in an accident that results in damage to an unattended vehicle shall immediately stop the vehicle at the scene of the accident or stop as close as possible and immediately return to the scene.

**2. Provide information.** The operator shall notify the owner or operator of the unattended vehicle or shall leave on that vehicle in a conspicuous place a statement containing:

- A. The operator's name and address;
- B. The registration number of the operator's vehicle; and
- C. A statement of the circumstances of the accident.

**2-A. Evidence of financial responsibility.** The operator of a vehicle involved in an accident that results in damage to an unattended vehicle shall provide evidence of liability insurance or financial responsibility as required by section 1601 if the owner or operator of the unattended vehicle so requests.

**3. Violation.** A person commits a Class E crime if that person fails to comply with this section, except that a person commits a traffic infraction if that person fails to comply with subsection 2-A.

**4. Dismissal.** The clerk of the District Court Violations Bureau or trial court shall dismiss a Violation Summons and Complaint charging a person with a violation of subsection 2-A if that person:

A. Shows the issuing law enforcement officer satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation and the issuing officer notifies the violations bureau of that fact; or

B. Files a timely answer to a Violation Summons and Complaint alleging a violation of subsection 2-A and that person presents to the court at the time of trial satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation.

**Sec. 4. 29-A MRSA §2255**, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

**§2255. Accidents involving property damage**

**1. Notification.** The operator of a vehicle involved in an accident anywhere that results in property damage shall take reasonable steps to notify the owner of that property of the accident.

**2. Provide information.** The operator shall provide to the property owner:

- A. The operator's name and address;
- B. The registration number of the operator's vehicle; ~~and~~
- C. An opportunity to examine the driver's license if the ~~operator or~~ owner of the property so requests and the license is available; ~~and~~
- D. Evidence of liability insurance or financial responsibility as required by section 1601 if the owner of the property so requests.

**3. Violation.** A person commits a Class E crime if that person fails to comply with this section, except that a person commits a traffic infraction if that person fails to comply with subsection 2, paragraph D.

**4. Dismissal.** The clerk of the District Court Violations Bureau or trial court shall dismiss a Violation Summons and Complaint charging a person with a violation of subsection 2, paragraph D if that person:

- A. Shows the issuing law enforcement officer satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation and the issuing officer notifies the violations bureau of that fact; or
- B. Files a timely answer to a Violation Summons and Complaint alleging a violation of subsection 2, paragraph D and that person presents to the court at the time of trial satisfactory evidence of liability insurance or financial responsibility that was in effect at the time of the alleged violation.

See title page for effective date.

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**CHAPTER 292  
H.P. 658 - L.D. 934**

**An Act To Amend the Laws on  
Extended Warranties for Used  
Cars To Make Terms of  
Coverage Transparent**

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

**Sec. 1. 10 MRSA §1474, sub-§3, ¶B,** as repealed and replaced by PL 1981, c. 470, Pt. A, §29, is amended to read:

B. In addition, the written statement required by this subsection ~~shall~~ **must** contain, fully and conspicuously disclosed, the following information concerning any additional warranty not required by subsection 1:

- (1) The date ~~or number of days or on which~~ the additional warranty begins as well as the date on which or the number of days or mileage at which the warranty will terminate, either handwritten or printed on the statement by the dealer;
- (2) The parts or systems of the vehicle that are warranted against mechanical defects, or the parts or systems of the vehicle excluded from the warranty; and
- (3) A statement of what the dealer will do in the event of a mechanical defect and at whose expense.

**Sec. 2. Effective date.** This Act takes effect July 1, 2014.

Effective July 1, 2014.

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**CHAPTER 293  
S.P. 349 - L.D. 1024**

**An Act To Enhance  
Enforcement of the Mandatory  
Reporting of Abuse and  
Neglect**

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

**Sec. 1. 22 MRSA §4008, sub-§3, ¶J,** as amended by PL 2007, c. 371, §5, is further amended to read:

J. To a juvenile court when the child who is the subject of the records has been brought before the court pursuant to Title 15, Part 6; ~~and~~

**Sec. 2. 22 MRSA §4008, sub-§3, ¶K,** as enacted by PL 2007, c. 371, §6, is amended to read:

K. A relative or other person whom the department is investigating for possible custody or placement of the child; ~~and~~

**Sec. 3. 22 MRSA §4008, sub-§3, ¶L** is enacted to read:

L. To a licensing board of a mandated reporter, in the case of a mandated reporter under section 4011-A, subsection 1 who appears from the record or relevant circumstances to have failed to make a required report. Any information disclosed by the department personally identifying a licensee's client or patient remains confidential