

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 2014 to July 16, 2015

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
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PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2015

(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.

(7) A Department of Public Safety vehicle operated by a motor carrier inspector or motor vehicle 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.

Sec. 3. 29-A MRSA §2054, sub-§2, ¶G, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

G. A vehicle may be equipped with a spotlight. Only spotlights on authorized emergency vehicles, highway maintenance vehicles and public utility service vehicles may be used on a public way, except any vehicle may use a spotlight in cases of necessity when other lights required by law fail to operate.

Sec. 4. 29-A MRSA §2054, sub-§9, as amended by PL 2007, c. 348, §20, is further amended to read:

9. Stationary vehicles. The operator of a vehicle passing a stationary authorized emergency vehicle using an emergency light or a stationary wrecker public service vehicle using its authorized lights, with due regard to the safety and traffic conditions, shall:

A. Pass in a lane not adjacent to that of the authorized emergency vehicle or wrecker public service vehicle, if possible; or

B. If passing in a nonadjacent lane is impossible or unsafe, pass the emergency vehicle or wrecker public service vehicle at a careful and prudent speed reasonable for passing the authorized emergency vehicle or wrecker public service vehicle safely.

A violation of this subsection is a traffic infraction for which a minimum fine of \$250 must be adjudged.

See title page for effective date.

CHAPTER 33

S.P. 196 - L.D. 527

**An Act To Repeal Outdated
Agricultural Aviation Laws**

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

Sec. 1. 6 MRSA §151, as amended by PL 1995, c. 504, Pt. B, §10, is repealed and the following enacted in its place:

§151. Agricultural aviation

A person may not conduct agricultural operations inconsistent with Federal Air Regulation, Part 137.

A person may operate aircraft from a limited-use landing area for the purposes of conducting agricultural operations if the permission of the owner of the limited-use landing area has been obtained.

See title page for effective date.

CHAPTER 34

H.P. 261 - L.D. 395

**An Act To Clarify Storm
Water Management Standards
for Expansions of Existing
Projects**

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

Sec. 1. 38 MRSA §420-D, sub-§7, ¶I is enacted to read:

I. An existing project that is expanded does not require review pursuant to this section for the existing portion of the project as long as the existing portion met all applicable state and municipal standards for storm water management in effect at the time the existing portion was constructed. This exemption does not apply to:

(1) An existing project that is expanded if the existing storm water management system will be used, in whole or in part, to treat storm water flowing from the expanded portion of the existing project;

(2) The expanded portion of the existing project; or

(3) A redevelopment project as defined by the department by rule.

See title page for effective date.

CHAPTER 35

S.P. 190 - L.D. 521

An Act To Amend the Health Care Practitioner Transparency Requirements

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

Sec. 1. 24 MRSA §2988, sub-§3, as enacted by PL 2013, c. 285, §1, is amended to read:

3. Identification. A health care practitioner shall comply with the following identification requirements. ~~A health care practitioner who does not have direct patient care interactions is not subject to the provisions of this subsection.~~

~~A. A health care practitioner shall display a copy of the practitioner's license in a prominent place in an office area visible to current and prospective patients. If the health care practitioner sees patients in a setting outside of a licensed health care facility, the copy must be of sufficient size to be visible and apparent to patients, except that a copy no smaller than the original license is deemed to be sufficient.~~

B. A health care practitioner seeing patients on a face-to-face basis shall wear a name badge or some other form of identification that clearly discloses:

(1) The health care practitioner's first name or first and last name, except that if the health care practitioner is a physician, the name badge or identification must disclose the physician's first and last name; and

(2) The type of license, registration or certification the health care practitioner holds, including the common term for the health care practitioner's profession; ~~and,~~

~~(3) The health care practitioner's medical staff position, if applicable.~~

See title page for effective date.

CHAPTER 36

S.P. 223 - L.D. 630

An Act To Clarify the Requirements for Notice of the Right To Cure a Mortgage Default

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

Sec. 1. 14 MRSA §6111, sub-§1-A, ¶¶B, F and G, as enacted by PL 2009, c. 402, §11, are amended to read:

B. An itemization of all past due amounts causing the loan to be in default and the total amount due to cure the default;

F. The name, address, telephone number and other contact information for all counseling agencies approved by the United States Department of Housing and Urban Development operating to assist mortgagors in the State to avoid foreclosure; ~~and~~

G. Where mediation is available as set forth in section 6321-A, a statement that a mortgagor may request mediation to explore options for avoiding foreclosure judgment; and

Sec. 2. 14 MRSA §6111, sub-§1-A, ¶H is enacted to read:

H. A statement that the total amount due does not include any amounts that become due after the date of the notice.

See title page for effective date.

CHAPTER 37

S.P. 231 - L.D. 638

An Act To Authorize the Transfer of State-owned Real Estate to the City of Belfast

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

Sec. 1. 37-B MRSA §264, sub-§3, ¶P, as enacted by PL 2009, c. 406, §4, is amended to read:

P. The Fort Kent Armory, located on Armory Road, Fort Kent, by means of a quitclaim deed as long as the purchaser agrees to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that may arise in connection with the land or the buildings constituting the armory; ~~and~~