

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 2016 to August 2, 2017

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
2017

7. Archery hunting licenses; combination licenses; fees. Archery hunting licenses, combination licenses and fees are as follows:

- A. A resident archery license is \$26;
- B. A resident combination archery hunting and fishing license is \$43;
- C. A nonresident archery license is \$75; and
- D. An alien archery license is \$85; and
- E. A nonresident 6-day archery license, which is valid for 6 consecutive hunting days, is \$26.

See title page for effective date.

CHAPTER 126

S.P. 354 - L.D. 1072

An Act To Amend the Laws Regarding Dealers in Secondhand Precious Metals

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

Sec. 1. 30-A MRSA §3972, sub-§1, ¶B, as enacted by PL 2013, c. 398, §1, is amended to read:

B. "Precious metals" means any item composed in whole or in part of gold, palladium, platinum or silver, but does not include dental gold, unrefined metal ore, an electronic product, any part of a mechanical system on a motor vehicle or gold or silver coins or bullion.

Sec. 2. 30-A MRSA §3972, sub-§2, ¶C, as enacted by PL 2013, c. 398, §1, is amended to read:

C. A digital photograph of each item of precious metals that is the subject of the transaction, ~~as well as a complete description of the item purchased or acquired from the seller, including the weight of the item and any identification numbers, names, initials, serial numbers or identifying marks on the item.~~ A dealer may satisfy the requirements of this paragraph by taking digital photographs of groups of 5 or fewer substantially similar items, as long as the quality of each digital photograph is sufficient to allow the item to be identified by the owner; and

Sec. 3. 30-A MRSA §3972, sub-§2, ¶D, as enacted by PL 2013, c. 398, §1, is repealed.

Sec. 4. 30-A MRSA §3972, sub-§6, as enacted by PL 2013, c. 398, §1, is amended to read:

6. Municipal registration or permit. A person may not act as a dealer without a permit issued by the registering as a dealer in secondhand precious metals with or, if required by the municipality, obtaining a

permit issued by the municipal officers of the municipality in which the person intends to maintain a permanent place or places of business. A dealer shall provide the address of the permanent place of business at which the dealer will do business to the municipality and shall notify the municipality if the location changes. ~~The municipal officers may require other reasonable information as to the identity of the persons managing, supervising or conducting the business as necessary in order to fulfill the purposes of this section. The municipal officers may not issue a permit to act as a dealer to a person if they find that issuance of the permit would be detrimental to the public health, safety or welfare. Without a municipal permit, a person may not engage in the business of dealing in secondhand precious metals.~~

See title page for effective date.

CHAPTER 127

S.P. 411 - L.D. 1220

An Act To Repeal the Former Interstate Compact for Juveniles

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

Sec. 1. 15 MRSA §3101, sub-§2, ¶C, as amended by PL 1979, c. 681, §38, is further amended to read:

C. Juvenile Courts ~~shall~~ have jurisdiction over all petitions brought under ~~the Uniform Interstate Compact on Juveniles, Title 34 34-A, chapter 9, subchapter 7~~ pertaining to juveniles who have been adjudicated as having committed juvenile crimes in other states, but who are found within the territorial jurisdiction of ~~Maine~~ the State.

Sec. 2. 34-A MRSA c. 9, sub-c. 1, as amended, is repealed.

See title page for effective date.

CHAPTER 128

S.P. 412 - L.D. 1221

An Act To Clarify and Amend Certain Provisions of Law Regarding Victim Services

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

Sec. 1. 17-A MRSA §1175, first ¶, as amended by PL 2013, c. 133, §10, is further amended to read:

Upon complying with subsection 1, a victim of a crime of murder or of a Class A, Class B or Class C crime or of a Class D crime under chapters 9, 11 and 12 for which the defendant is committed to the Department of Corrections or to a county jail or is committed to the custody of the Commissioner of Health and Human Services either under Title 15, section 103 after having been found not criminally responsible by reason of insanity or under Title 15, section 101-D after having been found incompetent to stand trial must receive notice of the defendant's unconditional release and discharge from institutional confinement upon the expiration of the sentence or upon release from commitment under Title 15, section 101-D or upon discharge under Title 15, section 104-A and must receive notice of any conditional release of the defendant from institutional confinement, including probation, supervised release for sex offenders, parole, furlough, work release, funeral or deathbed visit, supervised community confinement, home release monitoring or similar program, administrative release or release under Title 15, section 104-A. For purposes of this section, "victim" also includes a person who has obtained under Title 19-A, section 4007 an active protective order or approved consent agreement against the defendant.

Sec. 2. 17-A MRSA §1175, sub-§1, as enacted by PL 1995, c. 680, §5, is amended to read:

1. A victim who wishes to receive notification must file a request for notification of the defendant's release with the office of the attorney for the State. The attorney for the State shall forward this request form to the Department of Corrections, to the state mental health institute or to the county jail to which that defendant is committed. Notwithstanding this subsection, a victim who wishes to receive notification regarding a defendant who is committed to the Department of Corrections may file a request for notification of the defendant's release directly with the Department of Corrections.

Sec. 3. 17-A MRSA §1175, sub-§3, ¶B, as amended by PL 2013, c. 133, §11, is further amended to read:

B. The nature of the release authorized, whether it is a conditional release, including probation, supervised release for sex offenders, parole, furlough, work release, funeral or deathbed visit, supervised community confinement, home release monitoring or a similar program, administrative release or release under Title 15, section 104-A, or an unconditional release and discharge upon release from commitment under Title 15, section 101-D or upon the expiration of a sentence or upon discharge under Title 15, section 104-A;

Sec. 4. 17-A MRSA §1203, sub-§1-A, ¶B-1 is enacted to read:

B-1. The court may revoke probation if, during an unsuspended portion of the term of imprisonment:

(1) The person has contact with a victim with whom the person has been ordered not to have contact as a condition of probation;

(2) In the case of a person who has been committed to the Department of Corrections, the person has contact with any victim with whom the person has been prohibited to have contact by the Department of Corrections; or

(3) In the case of a person who has been committed to a county or regional jail, the person has contact with any victim with whom the person has been prohibited to have contact by the county or regional jail.

"Victim," as used in this paragraph, has the same meaning as in section 1171, subsection 2 and section 1175.

Sec. 5. 34-A MRSA §1214, sub-§1, ¶¶A and B, as enacted by PL 2001, c. 439, Pt. G, §1, are repealed.

Sec. 6. 34-A MRSA §1214, sub-§2, ¶¶A and B, as enacted by PL 2001, c. 439, Pt. G, §1, are amended to read:

A. The Victim Services Coordinator shall report only to the commissioner or ~~an associate commissioner~~ the commissioner's designee.

B. The Victim Services Coordinator shall, with the approval of the commissioner or ~~an associate commissioner~~ the commissioner's designee, select other victim advocates needed to carry out the intent of this section and who shall report only to the Victim Services Coordinator.

See title page for effective date.

CHAPTER 129

H.P. 851 - L.D. 1229

An Act To Ensure Life Insurance Claims Are Paid

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

Sec. 1. 24-A MRSA §4551, as amended by PL 2003, c. 20, Pt. T, §14, is further amended to read:

§4551. Disposition of unclaimed funds

All unclaimed money held and owing by any life insurer doing business in this State must be disposed of according to Title 33, chapter 41. Before disposing of any unclaimed money in accordance with Title 33,