

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST SPECIAL SESSION

August 26, 2019

SECOND REGULAR SESSION

January 8, 2020 to March 17, 2020

**THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
NOVEMBER 25, 2019**

**THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 16, 2020**

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

**Augusta, Maine
2020**

**CHAPTER 602
H.P. 1392 - L.D. 1948**

**An Act To Prohibit, Except in
Emergency Situations, the
Performance without Consent
of Certain Examinations on
Unconscious or Anesthetized
Patients**

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

Sec. 1. 24 MRSA §2905-B is enacted to read:

**§2905-B. Informed consent for pelvic, rectal or
prostate examination on anesthetized or un-
conscious patient**

A health care practitioner may not perform a pelvic, rectal or prostate examination or supervise a pelvic, rectal or prostate examination performed by an individual practicing under the supervision of the health care practitioner on a patient without first obtaining the patient's specific informed consent, orally and in writing, to that pelvic, rectal or prostate examination, unless:

1. Unconscious patient; diagnostic purposes and medically necessary. In the case of an unconscious patient, the examination is required for diagnostic purposes and is medically necessary; or

2. Examination on unconscious alleged victim of sexual assault. The health care practitioner is authorized to perform the examination pursuant to section 2986, subsection 5.

See title page for effective date.

**CHAPTER 603
H.P. 1397 - L.D. 1953**

**An Act Regarding Driver's
License Suspensions for
Nondriving Violations**

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

Sec. 1. 14 MRSA §3141, sub-§7, as amended by PL 2017, c. 462, §1, is further amended to read:

7. Remedies. Failure to pay by the date fixed by the court's order or an amended order subjects the defendant to the contempt procedures provided in section 3142, ~~a restricted license under Title 29-A, section 2605-A~~ and all procedures for collections provided for in sections 3127-A, 3127-B, 3131, 3132, 3134, 3135 and 3136. An installment agreement under this section must be considered an agreement under section 3125 and a court order to pay under section 3126-A. In addition to other penalties provided by law, the court may

impose on the defendant reasonable costs for any failure to appear.

~~This subsection is repealed October 1, 2021.~~

Sec. 2. 14 MRSA §3141, sub-§8, as enacted by PL 2017, c. 462, §2, is repealed.

Sec. 3. 14 MRSA §3142, sub-§1, ¶C, as amended by PL 2017, c. 462, §3, is further amended to read:

C. The suspension of any license, certification, registration, permit, approval or other similar document evidencing the granting of authority to hunt, fish or trap or to engage in a profession, occupation, business or industry, not including a registration, permit, approval or similar document evidencing the granting of authority to engage in the business of banking pursuant to Title 9-B or, ~~except as provided in paragraph D,~~ a motor vehicle license or permit issued by the Secretary of State, the right to operate a motor vehicle in this State and the right to apply for or obtain a license or permit, as provided in Title 29-A. Licenses and registration subject to suspension include, but are not limited to:

- (1) Licenses issued by the Commissioner of Marine Resources, as provided in Title 12, section 6409;
- (2) Licenses issued by the Commissioner of Inland Fisheries and Wildlife, as provided in Title 12, section 10902, subsection 3; and
- (3) Watercraft, snowmobile and all-terrain vehicle registrations, as provided in Title 12, section 10902, subsection 3.

~~This paragraph is repealed October 1, 2021;~~

Sec. 4. 14 MRSA §3142, sub-§1, ¶D, as enacted by PL 2017, c. 462, §4, is repealed.

Sec. 5. 14 MRSA §3142, sub-§1, ¶E, as enacted by PL 2017, c. 462, §5, is repealed.

Sec. 6. 14 MRSA §3146-A, as enacted by PL 2017, c. 462, §7, is repealed.

Sec. 7. 29-A MRSA §2605, sub-§1, as amended by PL 2017, c. 462, §8, is further amended to read:

1. Suspension by clerk. If a person fails to appear in court on the date and time specified in response to a Uniform Summons and Complaint, a summons, a condition of bail or order of court for any criminal violation of Title 23, section 1980; a civil violation under Title 28-A, section 2052; a civil violation under this Title; or any criminal provision of this Title or fails to pay a fine imposed for a criminal traffic offense, the clerk shall suspend the person's license or permit, the right to operate a motor vehicle in this State and the right to apply for or obtain a license or permit. The court shall immediately notify that person of the suspension by regular