

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

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**CHAPTER 146**  
S. P. 195 — L. D. 462

**AN ACT Providing for Equitable Unemployment Compensation Contributions by Related Corporations that Concurrently Employ the Same Individual.**

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

26 MRSA § 1043, sub-§ 9, ¶N is enacted to read:

N. If 2 or more related corporations concurrently employ the same individual and compensate that individual through a common paymaster which is one of the corporations, those corporations shall be considered to be a single employer, and each of the corporations shall be considered to have paid as wages to the individual only the amounts actually disbursed by it to the individual and shall not be considered to have paid as wages to the individual amounts actually disbursed to the individual by another of the corporations.

Effective September 14, 1979

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**CHAPTER 147**

S. P. 141 — L. D. 317

**AN ACT to Clarify Standards for Consumer Membership under the Health Facilities Information Disclosure Act.**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Legislature by PL 1977, c. 691, enacted legislation creating the Health Facilities Cost Review Board, which must be comprised partially of consumers; and

Whereas, under the present interpretation of the law, neither hospital incorporators nor members of nonprofit hospital and medical organizations qualify as consumers; and

Whereas, the board is required to approve a Voluntary Budget Review Organization under the statute on or before April 15, 1979; and

Whereas, the board cannot convene until its consumer members are appointed and confirmed; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following

legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 22 MRSA § 353, sub-§ 1, ¶ D, as enacted by PL 1977, c. 691, § 1, is amended to read:**

**D. Five public members shall be appointed as consumers of health care. Neither the public members nor their spouses or children shall, within the preceding 12 months preceding appointment, have been affiliated with, employed by, or have had any professional affiliation with any health care facility or institution, health product manufacturer or corporation or insurer providing coverage for hospital or medical care; provided that neither membership in or subscription to a service plan maintained by a nonprofit hospital and medical service organization, nor enrollment in a health maintenance organization, nor membership as a policyholder in a mutual insurer or coverage under such a policy, nor the purchase of or coverage under a policy issued by a stock insurer shall disqualify a person from serving as a public member.**

**Sec. 2. 22 MRSA § 364, sub-§ 2, ¶ B, 2nd sentence, as enacted by PL 1977, c. 691, § 1, is amended to read:**

**Neither the consumers nor their spouses, children or parents shall, within the preceding 12 months preceding appointment, have been affiliated with, employed by or have had any professional affiliation with any health care facility or institution, health product manufacturer or corporation or insurer providing coverage for hospital or medical care; provided that neither membership in a nonprofit hospital and medical organization, coverage for hospital care under an insurance policy, nor service as a corporator or member of an honorary board of a health care facility or institution shall operate to disqualify a person from serving as a public member.**

**Sec. 3. 22 MRSA § 364, sub-§ 7, ¶ A, 2nd sentence, as enacted by PL 1977, c. 691, § 1, is amended to read:**

**Neither the consumers nor their spouses, children or parents shall, within the preceding 12 months preceding appointment, have been affiliated with, employed by or have had any professional affiliation with any health care facility or institution, health product manufacturer or corporation or insurer providing coverage for hospital or medical care; provided that neither membership in a nonprofit hospital and medical organization, coverage for hospital care under an insurance policy, nor service as a corporator or member**

of an honorary board of a health care facility or institution shall operate to disqualify a person from serving as a public member.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 27, 1979

## CHAPTER 148

H. P. 426 — L. D. 588

### AN ACT Concerning the Registration under the Motor Vehicle Statutes of Farm Motor Vehicles Using Dolly Axles.

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

29 MRSA § 246, 3rd ¶, first sentence, as amended by PL 1977, c. 481, § 8-A, is further amended to read:

The annual fee for registration of farm motor trucks, having 2 or 3 axles **other than so-called dolly axles falling under section 1652, subsection 4, paragraph A, subparagraph (6)**, when such trucks are used primarily for transportation of agricultural commodities, supplies or equipment to be used in connection with the operation of a farm or farms owned, operated or occupied by the registrant, shall be as follows:

Effective September 14, 1979

## CHAPTER 149

S. P. 288 — L. D. 851

### AN ACT to Provide Malt and Table Wine Licenses for Ship Chandlers.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, ship chandlers are currently engaged in transactions involving the sale of malt liquor and table wine; and

Whereas, these ship chandlers currently are licensed in an improperly designated category; and