

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
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ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

at least one voting device for each 250, or fraction exceeding 1/2 thereof, of the voters qualified to vote at each voting place.

Effective September 23, 1983.

CHAPTER 392

H.P. 835 - L.D. 1087

AN ACT to Permit the Use of State Funds
for Rail Rehabilitation Projects and Townway
Crossing Improvements.

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

23 MRSA §4207, sub-§4, as enacted by PL 1975, c. 221, is amended to read:

4. Cooperation, acceptance and use of federal, state, local or private funds. The Department of Transportation is authorized and empowered to may accept, for the State of Maine, federal funds that may be apportioned under the "Regional Rail Reorganization Act of 1973," (87 Stat. 985) as amended and supplemented, other federal funds, state funds and such municipal funds and private funds as may be available; to act for the State, in conjunction with the representatives of the Federal Government, municipal governments and private groups having a direct interest, in all matters relating to the acquisition, rehabilitation, construction or lease of railroad line or lines in the State of Maine and contracts for rail service continuation over railroad lines as provided in this section.

Effective September 23, 1983.

CHAPTER 393

H.P. 982 - L.D. 1283

AN ACT Relating to the Replacement of
Existing Buildings within 33 feet of the
Center Line of a State or State Aid Highway.

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

23 MRSA §1401, sub-§4 is enacted to read:

4. Provision waived. The commissioner may, if it is determined that necessity requires the construction of a building in the exact location of an existing building, waive the provision of subsection 2.

Effective September 23, 1983.

CHAPTER 394

H.P. 838 - L.D. 1088

AN ACT to Amend Provisions of the Maine Insurance Code Relating to Tender Offers and to Unfair Trade Practices.

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

Sec. 1. 24-A MRSA §222, sub-§7, ¶A, as amended by PL 1977, c. 694, §388, is further amended to read:

A. In the absence of approval by the superintendent, the purchase, exchange, merger of a controlling person of an insurer or other acquisition of control referred to in subsection 4, may be made unless the superintendent, acting in accord after a hearing is held in accordance with the procedures set forth in the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter IV, and within 30 days after the statement required by subsection 4 has been filed with him; disapproves the purchases, exchanges, merger of a controlling person of an insurer, or other acquisitions of control. Any such hearing shall be held within 30 days after the statement required by subsection 4 has been filed with the superintendent. The superintendent shall make a determination within 30 days after the conclusion of that hearing. The superintendent may disapprove any such transaction within 30 days after such filing if he finds that:

(1) After the change of control, the domestic insurer could not satisfy the requirements for the issuance of a certificate of authority according to requirements in force at the time of the issuance, or last renewal or continuation of its certificate of authority to do the insurance business which it intends to transact in this State;