

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature

1973

Sec. 9. R. S., T. 25, § 2401, amended. Section 2401 of Title 25 of the Revised Statutes is amended to read as follows:

§ 2401. Violations

Any ~~city or town municipal officer~~ fire inspector or any insurance company neglecting or refusing to perform any duty required by ~~sections 2394 to 2400~~ this chapter shall be punished by a fine of not less than \$10 nor more than \$100 for each offense.

Sec. 10. R. S., T. 25, § 2451, repealed. Section 2451 of Title 25 of the Revised Statutes is repealed.

Sec. 11. R. S., T. 25, § 2453, amended. The 2nd paragraph of section 2453 of Title 25 of the Revised Statutes, as amended by section 35 of chapter 592 of the public laws of 1971, is further amended to read as follows:

No individual, partnership or corporation shall offer for sale in this State, any type of fire escape device or fire alarm systems unless first securing approval of the Commissioner of Public Safety ~~or fire inspector~~.

Sec. 12. R. S., T. 25, §§ 2454 and 2455, repealed. Sections 2454 and 2455 of Title 25 of the Revised Statutes, as amended by section 35 of chapter 592 of the public laws of 1971, are repealed.

Sec. 13. R. S., T. 25, §§ 2456 to 2460, repealed. Sections 2456 to 2460 of Title 25 of the Revised Statutes are repealed.

Sec. 14. R. S., T. 25, § 2461, repealed. Section 2461 of Title 25 of the Revised Statutes, as amended by section 35 of chapter 592 of the public laws of 1971, is repealed.

Sec. 15. Personnel. All employees and officials of the former Division of Fire Prevention are transferred to the office of the State Fire Marshal and shall continue in their employment or office after the effective date of this Act without interruption of their state service.

Effective October 3, 1973

CHAPTER 633

AN ACT to Create the Maine Guarantee Authority and to Amend the Maine Industrial Building Authority and Maine Recreational Authority Statutes.

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

Sec. 1. R. S., T. 2, § 6, sub-§ 5, amended. The 8th line from the end of subsection 5 of section 6 of Title 2 of the Revised Statutes is repealed as follows:

~~Manager of Industrial Building Authority;~~

Sec. 2. R. S., T. 10, § 751, repealed and replaced. Section 751 of Title 10 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

§ 751. Organization of authority

The Maine Guarantee Authority, hereinafter in this chapter called the "authority", is established as a body corporate and politic and a public instrumentality of the State and the exercise by the authority of the powers conferred by this chapter, chapter 701 and Title 30, chapter 242, shall be deemed and held to be the performance of essential governmental functions. The authority shall consist of 9 members, including the Commissioner of the Department of Commerce and Industry and 8 members at large appointed by the Governor with the advice and consent of the Council for a period of 4 years, provided that, of the members first appointed, 2 shall be appointed for a term of one year, 2 for a term of 2 years, 2 for a term of 3 years and 2 for a term of 4 years. No person shall be appointed to serve for more than 2 full consecutive terms on the authority. A vacancy in the office of an appointive member shall be filled in a like manner as an original appointment for a full term. Appointive members may be removed by the Governor with the advice and consent of the Council for cause. The authority shall elect one of its members as chairman and one as vice-chairman, and shall employ a manager, who shall be secretary and treasurer. Five members of the authority shall constitute a quorum. The affirmative vote of 5 members, present and voting, shall be necessary for any action taken by the authority. No vacancy in the membership of the authority shall impair the right of the quorum to exercise all rights and perform all the duties of the authority.

The chairman and the vice-chairman, when he is serving as chairman, shall receive the sum of \$75 per day for time actually spent in the performance of his duties in lieu of other compensation or reimbursement, except as provided in subsection 1 hereof. All other members of the authority, except for the Commissioner of Commerce and Industry, shall receive the sum of \$50 per day for time actually spent in the performance of their duties, in lieu of other compensation or reimbursement subject to the provisions of subsection 1.

1. When the duties of members of the authority are performed within or without the State, they shall receive, in addition to the per diem amount, an amount for their actual and necessary expenses incurred at the same rate as paid to state employees.

The manager shall be appointed by the authority and his tenure of office shall be at the pleasure of the authority. He shall receive such compensation as shall be fixed by the authority with the approval of the Governor and Council.

The manager shall be the chief administrative officer for the authority and as such shall direct and supervise the administrative affairs and technical activities of the authority in accordance with rules, regulations and policies as set forth by the authority. It shall be the duty of the manager among other things to:

A. Attend meetings and keep minutes. Attend all meetings of the Authority, and to act as its secretary and keep minutes of all its proceedings;

B. Approve accounts and expenses. Approve all accounts for salaries, per diems, allowable expenses of the authority or of any employee or consultant thereof, and expenses incidental to the operation of the Authority;

C. Appoint employees. Appoint, subject to the Personnel Law, such employees as the authority may require, and such assistants, agents or consultants as may be necessary for carrying out the purposes of this chapter;

D. Reports. Make to the authority an annual report documenting the actions of the authority, and such other reports as the authority may request;

E. Liaison with Department of Commerce and Industry. Maintain a close liaison with the Department of Commerce and Industry and provide assistance to the various divisions of that department to facilitate the planning and financing of eligible projects;

F. Recommendations. Make recommendations and reports in cooperation with the Department of Commerce and Industry to the authority on the merits of any proposed eligible project, on the status of local development corporations, and on meritorious industrial locations;

G. Other duties. Perform such other duties as may be directed by the authority in the carrying out of the purposes of this chapter.

No member of the authority shall participate in any decision involving insurance of payments on a loan to a local development corporation if said member has any interest in or connection with said local development corporation or any firm, partnership, corporation or association which intends to rent, lease or otherwise use the property securing said loan.

The Maine Guarantee Authority shall administer and exercise the authority granted by chapters 103, 701 and chapter 242 of Title 30.

Sec. 3. R. S., T. 10, § 755, additional. Title 10 of the Revised Statutes is amended by adding a new section 755 to read as follows:

§ 755. Indemnification

Each member of the Authority shall be indemnified by the authority against expenses actually and necessarily incurred by him in connection with the defense of any action or proceeding in which he is made a party by reason of his being or having been a member of the authority, and against any final judgment rendered against him in such action or proceeding.

Sec. 4. R. S., T. 10, § 803, amended. The first sentence of the first paragraph of section 803 of Title 10 of the Revised Statutes, as amended, is further amended to read as follows:

The authority is authorized to insure a percentage of the mortgage payments required by a first mortgage on any eligible project upon receipt of application from the proposed mortgagee to insure mortgage payments required by a first mortgage on any eligible project, at least 60 days prior thereto, such percentage as determined by the authority shall not be greater than 95% nor less than 75% of the first mortgage, such percentage to be determined as to

require the uninsured portion of a first mortgage to be a material amount, otherwise, the first mortgage to be insured upon such additional terms and conditions as the authority may prescribe, provided the aggregate amount of the principal obligations of all mortgages so insured outstanding at any one time shall not exceed the amount set forth in the Constitution of Maine, Article IX, section 14-A, as it may be from time to time amended.

Sec. 5. R. S., T. 10, § 803, sub-§ 2, amended. The first sentence of subsection 2 of section 803 of Title 10 of the Revised Statutes, as repealed and replaced by section 11 of chapter 525 of the public laws of 1967 and as amended, is further amended to read as follows:

Involve a principal obligation not to exceed ~~\$1,000,000~~ \$2,500,000 for any one project and not to exceed 90% ~~of the total amount loaned by the mortgagee which total amount shall not exceed 90%~~ of the cost of project related to real estate, except 80% of the cost of project in the case of real estate in the form of documented fishing vessels, and 75% of the cost of project related to machinery and equipment ~~except that the above limitation of 90% shall apply only to mortgages in excess of \$750,000.~~

Sec. 6. R. S., T. 10, § 803, sub-§ 5, amended. Subsection 5 of section 803 of Title 10 of the Revised Statutes is amended to read as follows:

5. Other terms. Contain such terms and provisions with respect to property insurance, repairs, alterations, payment of taxes and assessments, default reserves, delinquency charges, default remedies, anticipation of maturity, additional and secondary liens, and other matters as the authority may prescribe, and in the event of default, the terms shall prescribe that the Authority shall not be required to pay interest during the period of the default at a rate in excess of the Federal Housing Authority's insured rate in effect at that time plus $\frac{1}{2}$ of 1%.

Sec. 7. R. S., T. 10, § 5002, amended. The last sentence of section 5002 of Title 10 of the Revised Statutes is repealed and the following enacted in place thereof:

The Maine Guarantee Authority shall encourage the making of mortgage loans to applicants whose plans and programs serve these primary purposes.

Sec. 8. R. S., T. 10, § 5051, repealed. Section 5051 of Title 10 of the Revised Statutes, as enacted by section 1 of chapter 495 of the public laws of 1965, and as amended, is repealed.

Sec. 9. R. S., T. 10, § 5052, sub-§§ 1 - 5, repealed. Subsections 1, 2, 3, 4 and 5 of section 5052 of Title 10 of the Revised Statutes, as enacted by section 1 of chapter 495 of the public laws of 1965, are repealed.

Sec. 10. R. S., T. 10, § 5053, amended. Section 5053 of Title 10 of the Revised Statutes, as enacted by section 1 of chapter 495 of the public laws of 1965, is amended to read as follows:

§ 5053. Credit of State pledged

The ~~Maine Recreation Authority~~ Maine Guarantee Authority is authorized to insure the payment of mortgage loans secured by recreational projects,

and to this end the faith and credit of the State is hereby pledged, consistent with the terms and limitations of ~~section 14-B of Article IX of the Constitution of this State~~ the Constitution, Article IX, section 14-B.

Sec. 11. R. S., T. 10, § 6003, amended. The first sentence of the first paragraph of section 6003 of Title 10 of the Revised Statutes is amended to read as follows:

The authority is authorized to insure a percentage of the mortgage payments required by a first mortgage on any recreational project upon receipt of application from ~~of the proposed mortgagee to insure mortgage payments required by a first mortgage on any recreational project~~ at least 60 days prior thereto, such percentage as determined by the authority shall not be greater than 95% nor less than 75% of the first mortgage, such percentage to be determined as to require the uninsured portion of a first mortgage to be a material amount, otherwise, the first mortgage to be insured upon such terms and conditions as the authority may prescribe, provided the aggregate amount of principal obligations of all mortgages so insured outstanding at any one time shall not exceed the amount set forth in ~~section 14-B of Article IX of the Constitution, Article IX, section 14-B,~~ as it may be amended from time to time.

Sec. 12. R. S., T. 10, § 6003, sub-§ 2, amended. Subsection 2 of section 6003 of Title 10 of the Revised Statutes, as enacted by section 1 of chapter 495 of the public laws of 1965, and as repealed and replaced by section 4 of chapter 481 of the public laws of 1967, and as amended, is further amended to read as follows:

2. **Principal obligation; limit.** Involve a principal obligation, including initial service charges and appraisals, inspection and other fees approved by the authority, the guaranteed portion of which is in an amount of not less than \$100,000 nor more than \$2,500,000 ~~20% of the amount set forth in the Constitution, Article IX, Section 14-B, as it may be amended from time to time~~ for any one project and not to exceed 75% of the cost of the project at the time the mortgage is executed; provided that the above \$100,000 minimum shall not prevent the authority from increasing an existing guaranteed loan to an amount less than \$100,000;

Sec. 13. R. S., T. 10, § 6003, sub-§ 5, amended. The first paragraph of subsection 5 of section 6003 of Title 10 of the Revised Statutes, as enacted by section 1 of chapter 495 of the public laws of 1965, is amended to read as follows:

Contain such terms and provisions with respect to property insurance, repairs, alterations, payment of taxes and assessments, default reserves, delinquency charges, default remedies, anticipation of maturity, additional and secondary liens, and other matters as the authority may prescribe, and in the event of default, the terms shall prescribe that the authority shall not be required to pay interest during the period of the default at a rate in excess of the Federal Housing Authority's insured rate in effect at that time plus $\frac{1}{2}$ of 1%.

Sec. 14. R. S., T. 30, § 5327, repealed and replaced. Section 5327 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 423 of the pub-

lic laws of 1965, and as amended by section 2 of chapter 340 of the public laws of 1969, is repealed and the following enacted in place thereof:

§ 5327. **Municipal Securities Approval Board**

The Maine Guarantee Authority shall carry out the powers and duties conferred by this chapter and the performance of those powers and duties shall be deemed to be the performance of an essential governmental function.

Sec. 15. R. S., T. 30, § 5328, amended. The first paragraph of section 5328 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 423 of the public laws of 1965, is amended to read as follows:

The ~~board~~ authority is authorized and empowered to:

Sec. 16. R. S., T. 30, § 5328, sub-§ 1, repealed. Subsection 1 of section 5328 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 423 of the public laws of 1965, is repealed.

Sec. 17. R. S., T. 30, § 5328, sub-§ 3, amended. The last 2 sentences of subsection 3, as repealed and replaced by section 114 of chapter 622 and as amended by section 12 of chapter 618, both of the public laws of 1971, are further amended to read as follows:

In any event no project shall be approved and no certificate of approval shall be issued until the ~~Board of Environmental Protection~~ Department of Environmental Protection has certified to the ~~board~~ authority that all licenses required from ~~board~~ authority with respect to the project have been issued or that none are required. This requirement of certification by the ~~board~~ authority shall likewise apply to any subsequent enlargement of or addition to such project, for which approval is sought from the ~~board~~ authority.

Sec. 18. R. S., T. 30, § 5328, sub-§ 4, amended. The first paragraph, as enacted by section 1 of chapter 423 of the public laws of 1965 and the last paragraph, as enacted by section 8 of chapter 210 and as amended by section 12 of chapter 618, both of the public laws of 1971, of subsection 4 of section 5328 of Title 30 of the Revised Statutes, are further amended to read as follows:

It shall be the policy of the ~~board~~ authority in considering the propriety of issuing a certificate of approval to determine to its satisfaction that:

If the ~~board~~ authority is satisfied that the foregoing determinations can be made and that a certificate of approval can be issued upon receipt of the certificate of the ~~Board of Environmental Protection~~ Department of Environmental Protection required by subsection 3, the ~~board~~ authority may so advise the ~~Board of Environmental Protection~~ Department of Environmental Protection, which may treat such advice as the completion of arrangements for financing for purposes of Title 38, section 451, subsection 1, paragraph B.

Sec. 19. R. S., T. 30, § 5328, sub-§ 5, amended. Subsection 5 of section 5328 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 423 of the public laws of 1965, is amended to read as follows:

5. **Effect of certificate.** A certificate of approval issued ~~hereunder~~ under this chapter shall be conclusive proof that the ~~board~~ authority has made the determinations required by this section.

Sec. 20. R. S., T. 30, § 5329, amended. The first sentence of section 5329 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 423 of the public laws of 1965, is repealed.

Sec. 21. Amendatory clause. Wherever in the Revised Statutes there is a reference to the Maine Industrial Building Authority, the Maine Recreation Authority or the Maine Municipal Securities Approval Board, or to the "board" in the context of a reference to the Maine Municipal Securities Approval Board, it shall mean the Maine Guarantee Authority.

Sec. 22. Assumption of liabilities and responsibilities. The Maine Guarantee Authority shall assume all of the duties, powers, rights, functions, obligations, contracts, indebtedness, and financial responsibilities of whatever kind and nature, conditional or otherwise, of the former Maine Industrial Building Authority, Maine Recreation Authority and the Maine Municipal Securities Approval Board. All mortgage insurance agreements or conditional mortgage insurance agreements issued by the former Maine Industrial Building Authority or Maine Recreation Authority in effect on the effective date of this legislation and all agreements, undertakings or contracts entered into by such authorities in connection with any such mortgage insurance agreement or conditional mortgage insurance agreement shall be effective and enforceable in accordance with their respective terms, provisions and conditions, or in accordance with such modified terms, provisions and conditions, if any, as may be subsequently agreed upon by the Maine Guarantee Authority and the other parties to any such agreement, notwithstanding that any such agreement may provide for insurance, involve principal obligations or provide for interest payments in excess of the limits prescribed by this Act.

Sec. 23. Terms of Members. The terms of the members of the Maine Industrial Building Authority, the Maine Recreation Authority and the Maine Municipal Securities Approval Board shall expire as of the effective date of this legislation.

Sec. 24. Personnel. All employees and personnel of the Maine Industrial Building Authority, the Maine Recreation Authority and the Maine Municipal Securities Approval Board necessary to the function of the Maine Guarantee Authority are transferred to the Maine Guarantee Authority.

Sec. 25. Actions, suits or proceedings not to abate; maintenance by or against successors. No suit, action or other proceeding, judicially or administratively lawfully commenced or which could have been lawfully commenced by or against the Maine Industrial Building Authority, the Maine Recreation Authority or the Maine Municipal Securities Approval Board, or any officer thereof, shall abate by reason of the enactment of this Act or action taken pursuant to its authority.

Sec. 26. R. S., T. 10, c. 102, additional. Title 10 of the Revised Statutes is amended by adding a new chapter 102 to read as follows:

COMMUNITY INDUSTRIAL BUILDINGS IN MAINE

§ 671. Policy and purposes

It is declared to be the policy of this State to promote the economic and social well-being of its inhabitants by assisting municipalities in providing modern manufacturing buildings and attractive industrial sites to meet the needs of modern industry. Economic conditions require that certain communities, either because of size or remote location, require modern manufacturing buildings and attractive industrial sites, if they are to provide new job opportunities for the people of that area. It is the purpose of this chapter to provide financial aid and technical assistance to municipalities through their local development corporations for industrial park planning and development and for the construction of modern industrial buildings in planned industrial parks providing expanding job opportunities for Maine people.

§ 672. Definitions

As used in this chapter, unless the context otherwise requires, the following words shall have the following meanings.

1. Authority. "Authority" shall mean the Maine Guarantee Authority, heretofore created.

2. Community industrial building. "Community industrial building" shall mean a building of flexible design erected and financed pursuant to this chapter for the purpose of creating new jobs in a municipality through availability on the open market by sale or lease to a purchaser or tenant requiring industrial building facilities.

3. Industrial park. "Industrial park" shall mean an area of land planned and designed as a location for one or more industrial buildings, including a community investment building complete with adequate access roads, water supply, sewers, utilities and other services necessary for modern manufacturing facilities.

4. Local development corporation. "Local development corporation" hereinafter in this chapter called the "development corporation," shall mean any organization incorporated under Title 13, chapter 81, for the purposes of fostering, encouraging and assisting the physical location, settlement or re-settlement of industrial, manufacturing and other business enterprises within the State, and to whose members no profit shall inure, but limited to those created by a municipality as defined by this chapter.

5. Municipality. "Municipality" shall mean any county, city or town in the State.

§ 673. Authority; powers and duties

The authority shall have the following powers and duties:

1. To provide financial and technical assistance to development corporations for the purpose of creating community industrial buildings in industrial parks and to make such charges against development corporations payable solely out of the proceeds of sale or rental of community industrial build-

ings or all or part of industrial parks assisted by this chapter to cover the expenses of the board incurred under this chapter, including all interest charges;

2. To adopt, and from time to time, amend bylaws covering its procedures, rules and regulations governing the use of community industrial buildings and cause records of its proceedings to be kept;

3. To do all other lawful things necessary and incidental to the foregoing powers.

§ 674. Community Industrial Building Fund

There is created the Community Industrial Building Fund, hereinafter in this chapter called the "fund," which shall be used by the authority as a non-lapsing revolving fund only for the purposes of this chapter. To it shall be charged all operating expenses of the authority required to be paid under any section of this chapter, and all expenses incurred by the Department of Commerce and Industry in the promotion and development of a community industrial building which has received a loan pursuant to this chapter. To it shall be credited all payments required by this chapter. Money in the fund not currently needed to meet the obligations of the authority shall be deposited with the Treasurer of State to the credit of the fund with all interest earned by such deposit credited to the fund.

§ 675. Biennial report

The authority shall make a biennial report to the Legislature setting forth in detail the operations and transactions conducted by it under this chapter.

§ 676. Assistance to development corporations

Upon application of the development corporation, the authority may loan to the development corporation an amount not to exceed the cost of the project, upon such terms and conditions as it may prescribe, for the purpose of constructing a community industrial building on land owned or held on long term lease by the development corporation. Before the development corporation receives such fund for the construction of a community industrial building from the authority, it shall give to the authority security for repayment of the funds and security shall be in such form and amounts as the board may determine and shall, in each instance, include a first mortgage on the land, or the leasehold, building and appurtenances financed by such funds. Loans by the authority to the development corporation for the construction of a community industrial building shall be repaid in full, including interest and other charges within 90 days after the building is occupied. The authority shall not finance more than one unoccupied community industrial building project in a county at one time.

Before issuing any loan under this chapter for construction for a community industrial building, the authority shall determine that:

1. The project is within the scope of this chapter, will be of public use and benefit and may reasonably be expected to create new employment opportunities;

2. The development corporation is responsible and has presented evidence to demonstrate its ability to carry out the project as planned;

3. The proposed site for the community industrial building shall be located on adequate land owned by the development corporation or leased by the development corporation on terms satisfactory to the authority. An industrial site not less than 4 times the size of the community industrial building shall constitute adequate land under this chapter;

4. An adequate access road from a public highway is provided to the proposed site and that such utilities as water, sewer and power facilities are available, or will be available when the community industrial building is completed, financed with funds other than those provided by the authority and further that this access road shall be maintained by the development corporation. The development corporation will also be responsible for the plant site being plowed out at all times and that the building be attractively landscaped until such time as the building is occupied by an industrial tenant;

5. Project plans comply with applicable zoning, planning and sanitary regulations in the municipality where it is to be located and also meets with standards established by the Department of Environmental Protection as set forth in Title 38;

6. The development corporation has made adequate provisions for insurance protection of the building while it is unoccupied and that suitable arrangements have been made for fire protection and maintenance while it is unoccupied.

No community development corporation which has obtained a loan from the authority for the construction of a community industrial building shall sell or lease such building without the express approval by the authority of the purchaser or lessee of said building.

§ 677. Promotion and development

The Department of Commerce and Industry shall undertake promotional and publicity activities on behalf of community industrial buildings to properly market such community industrial buildings to prospective purchasers or tenants. The department shall maintain a constant and continual effort to secure suitable tenants or purchasers for such buildings and shall prepare such advertising and promotional material as necessary. All expenses necessarily incurred by the department in carrying out the purposes of this section shall be charged to the Community Industrial Building Fund.

§ 678. Taxes

While the community industrial building remains unoccupied and a first mortgage is held by the board or by the State of Maine, it is declared to be public property and shall be exempt from all taxes and special assessments of the State or any political subdivision thereof.

§ 679. Economically deprived areas

The authority shall give preference to economically deprived areas within labor market districts declared to be in need of economic development assistance by the Department of Manpower Affairs.

Sec. 27. Appropriation. There is appropriated from the Unappropriated Surplus of the General Fund to the Maine Guarantee Authority the sum of \$400,000 to carry out the purposes of sections 22 and 26 of this Act.

Effective October 3, 1973

CHAPTER 634

AN ACT to Amend the Elderly Householders Tax Relief Act.

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

Whereas, it is of concern that the income of Maine's elderly citizens continues to be low and that property taxes and rents constitute an unfair burden to these citizens; and

Whereas, it is the purpose of this legislation to provide more equitable tax or rent refunds for Maine's elderly citizens; and

Whereas, the period for filing for refunds of 1972 taxes or rent under this Legislation commences August 1st which is less than 90 days after adjournment; 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. R. S., T. 36, § 6101, amended. Section 6101 of Title 36 of the Revised Statutes, as enacted by section 1 of chapter 503 of the public laws of 1971, is amended to read as follows:

§ 6101. Short title

This Part may be cited as the "Elderly Householders Tax Relief and Rent Refund Act."

Sec. 2. R. S., T. 36, § 6103, sub-§§ 1-A, 5-A and 5-B, additional. Section 6103 of Title 36 of the Revised Statutes, as enacted by section 1 of chapter 503 of the public laws of 1971, is amended by adding 3 new subsections, 1-A, 5-A and 5-B, to read as follows:

1-A. Gross rent. "Gross rent" means rental paid at arms-length solely for the right of occupancy of a homestead, exclusive of charges for any utilities, services, furniture, furnishings or personal property appliances furnished by the landlord as part of the rental agreement, whether or not expressly set