

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Sixth Legislature

AT THE  
SPECIAL SESSION

January 2, 1974

to

March 29, 1974

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Reservation shall be eligible to vote in a removal election of an official of that reservation and said removal election shall be held in the same manner as general tribal elections. Removal shall be accomplished by a majority vote of those voting. Before any such removal election is held, the commissioner shall call a general meeting on the reservation from which he received the removal petition and at such meeting the official whose removal is sought shall have an opportunity to hear the charges against him and present evidence on his own behalf. Any petition seeking removal of an official shall set forth the reasons for seeking removal of such official and the official in question shall be advised of such reasons prior to the meeting called by the commissioner.

Effective June 28, 1974

## CHAPTER 741

### **AN ACT to Provide for the Use of Building Code Standards in the Design of State Buildings.**

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

**R. S., T. 5, § 1742, sub-§ 6-A, additional.** Section 1742 of Title 5 of the Revised Statutes is amended by adding a new subsection 6-A, to read as follows:

**6-A. Building code.** To adopt for design purposes for all public improvements one of the following published compilations of rules which has been prepared by the American Insurance Association, the Building Officials and Code Administrators International, the International Conference of Building Officials, the National Fire Protection Association or the Southern Building Code Congress, except that where an administrative unit has adopted one of the above codes, such code shall be used for the design of a school building in that administrative unit.

Effective June 28, 1974

## CHAPTER 742

### **AN ACT Relating to Reimbursement of Providers of Care and Treatment other than the State.**

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

Whereas, the Counseling Center is not able to bill 3rd-party insurers because of technical and legal restraints; and

Whereas, the Bangor Mental Health Institute is a state facility, it cannot reimburse the Counseling Center for any percentage of the fees collected since the money must go back to the State General Fund, it is essential that this Act be passed as an emergency measure; and

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

lowing 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:*

R. S., T. 34, § 2518, additional. Title 34 of the Revised Statutes is amended by adding a new section 2518 to read as follows:

§ 2518. Reimbursement of providers of care and treatment

Notwithstanding any other provision in the law, in the event that part of the care and treatment of a patient as referred to in this chapter is provided by a party other than the State, that portion of the care and treatment costs borne by the provider, if other than the State, shall be paid by the department to such provider from the fee collected by the department for the care and treatment of the patient in the same ratio as the fee collected to the total charge made. However, this section shall not be construed as a limitation on compensation for providers of patient care and treatment or as a limitation on contractual arrangements between such providers and the State.

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

Effective March 14, 1974

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## CHAPTER 743

### AN ACT to Clarify the Duties of the Board of School Directors during Reapportionment.

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

Whereas, School Administrative District #1 is having extreme difficulty in borrowing funds while the board is being reapportioned; and

Whereas, schools will be forced to close if funds are not available; 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:*

R. S., T. 20, § 301, amended. Section 301 of Title 20 of the Revised Statutes, as amended by section 1 of chapter 100 of the public laws of 1965 and by sections 3 and 4 of chapter 552 of the public laws of 1973, is further amended by adding at the end the following new paragraph:

The directors of a School Administrative District during the reapportionment of its membership shall serve until the reapportionment is completed and shall be legal representatives of the district until the reapportioned board