

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

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

THE KNOWLTON AND McLEARY COMPANY
FARMINGTON, MAINE
1973

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

One Hundred and Sixth Legislature

1973

\$10,000 to carry out the purposes of this Act. The breakdown shall be as follows:

ATTORNEY GENERAL, DEPARTMENT OF

All Other \$10,000

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

Effective July 5, 1973

CHAPTER 148

AN ACT Making Additional Appropriations for the Expenditures of State Government and for Other Purposes for the Fiscal Years Ending June 30, 1974 and June 30, 1975.

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

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of departments and institutions will become due and payable on or immediately after July 1, 1973; 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. Appropriations from General Fund. In order to provide for necessary expenditures of government and other purposes for the two fiscal years—from July 1, 1973 to June 30, 1974 and from July 1, 1974 to June 30, 1975—the following sums or as much thereof as shall severally be found necessary, as designated in the following tabulations, are appropriated out of any moneys in the General Fund not otherwise appropriated.

GENERAL FUND

APPROPRIATIONS FROM GENERAL FUND

Section A

DEPARTMENT	1973-74	1974-75
EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF		

Grants, Loans and Scholarship Programs

It is declared to be the intent of the Legislature that payments made by the State to the University of Vermont College of Medicine, Dartmouth College Medical School, and Tufts University Dental School on Behalf of Maine students under this Act or any other act, shall be based upon evidence of need of financial assist-

DEPARTMENT

1973-74

1974-75

EDUCATIONAL AND CULTURAL SERVICES,
DEPARTMENT OF—continued

ance as determined by the institution and upon approval by the Maine Board of the New England Board of Higher Education.

It is the further intent of the Legislature that where possible a student be required to pay, as his share, a sum of money equal to the out of state tuition, if a public institution, or the regular tuition, if a private institution, in order to reduce the state's obligation to the institution. Unexpended funds at the close of each fiscal year shall lapse to the General Fund.

Education Administration

Personal Services (½)
Restores ½ position count reduced in Part I budget in error.

State Library Bureau

All Other 500
Provides funds to purchase copies of Arcadian Heritage Booklet.

EXECUTIVE

State Planning Office

All Other 15,000
Provides funds for Shoreland Zoning Assistance to Municipalities.

FORESTRY, DEPARTMENT OF

Aid to Small Woodlands Owners

Personal Services (1) 15,000
All Other 2,000
Provides for continuation of Forester III position with related expenses to carry out the Forest Tree Growth law.

DEPARTMENT	1973-74	1974-75
SECRETARY OF STATE, DEPARTMENT OF		
Departmental Operations		
Personal Services	18,500	
All Other	18,000	
Provides funds for costs of referendum elections.		

SUPREME JUDICIAL AND SUPERIOR COURTS

Court Operations		
Personal Services	(4) 26,000	
Provides for 4 positions presently employed on limited position basis.		

TRANSPORTATION, DEPARTMENT OF

Bureau of Aeronautics		
Personal Services	(1) 4,700	
Provides funds for continuation of additional security position.		
Saco Valley Association for Retarded Children		
All Other	5,000	
Provides funds to aid Association in paying off mortgage.		

LEGISLATIVE DOCUMENT	TITLE	1973-74	1974-75
L. D. 58	AN ACT Relating to Applicability of Workmen's Compensation to Certain Employees.	800	500
L. D. 67	RESOLVE, Providing Retirement Benefits Under the State Retirement Law for Earl A. Haines of Brunswick.	14,764	
L. D. 500	AN ACT Relating to Group Life Insurance for Judges and Justices of the Courts.	1,621	
L. D. 609	AN ACT Increasing the Compensation of the Governor.		8,250
L. D. 1049	AN ACT Providing Minimum Retirement Benefits for Certain Teachers.	19,480	21,840
L. D. 1077	AN ACT Providing Pensions for Former Governors and their Widows.	20,898	20,898
L. D. 1323	AN ACT Relating to Service Retirement for Certain Members of the State Police.	6,781	
L. D. 1600	RESOLVE, Providing a Minimum		

	Service Retirement Allowance under the State Retirement Law for Barbara Goodwin.	15,503	
L. D. 1688	AN ACT Reestablishing the Capitol Planning Commission.	1,000	1,000
L. D. 1710	AN ACT Relating to Disposal of Septic Tank or Cesspool Waste.	15,800	15,900
L. D. 1792	AN ACT Increasing Reimbursement to Secondary School Students from Coastal Islands for Board.	15,000	15,000
L. D. 1996	AN ACT Expending and Clarifying the Functions and Purposes of the Panel of Mediators.	3,750	3,750
	TOTAL — SECTION A	220,097	87,138

SECTION B.

Sec. 1. P. & S. L., 1973, c. 98, § 1, amended. The next to the last line of section 1 of chapter 98 of the private and special laws of 1973 is amended to read as follows.

All Other	25,556,889	25,566,889	12,135,026
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Sec. 2. P. & S. L., 1973, c. 108, § 1, amended. That part of section 1 of chapter 108 of the private and special laws of 1973, under the caption "HEALTH AND WELFARE, DEPARTMENT OF" which relates to Bureau of Health and Bureau of Medical Care is repealed and the following enacted in place thereof:

Bureau of Health

All Other	50,000
Capital Expenditures	10,000

Provides for laboratory improvements, including air cleaning and glassware cleaning facilities, lead poisoning screening and grants to Regional Health Planning Agencies.

Bureau of Medical Care

Personal Services	(6)	89,000
All Other		380,000
Capital Expenditures		4,000

Provides 4 positions for utilization review of medical care services, funds for design and programming of computer systems for utilization review, 2 positions and funds for developing Emergency Medical Services Systems and \$320,000 for eye glasses, dental care and hearing aids for children eligible for the Medical Assistance Program as required by the federal program.

Sec. 3. R. S., T. 22 § 6112, repealed and replaced. Section 6112 of Title 22 of the Revised Statutes, as enacted by Part B, section 1 of chapter 38 of the public laws of 1973 is repealed and the following enacted in place thereof:

§ 6112. Designation of beneficiaries

A resident of the State of Maine and members of his immediate family and household, who does not qualify for social services funded wholly or in part by the Federal Government and who does not have total household income in excess of the amounts specified below, is qualified to be a beneficiary of priority social services. A resident's inability to qualify for federally funded social services may result from the absence of such services within an area reasonably proximate to his residence, or may result from the absence of available federal funds, or may result from his being a member of a segment of the population who is not eligible for such services, especially as provided by Titles IV-A and XVI of the Social Security Act, or from other reasonable causes.

During the 3 months immediately preceding the month in which delivery of social services is initiated, and thereafter during the 3 months ending on the annual anniversary of the month in which delivery of social services was initiated, the total household income of the beneficiary during those 3 months shall:

1. With respect to services to a household with a head age 64 or under, not have income exceeding 233% of the State's monthly financial assistance payment standard, multiplied by 3; or with respect to eligibility for day care services for children, shall not have income exceeding the monthly maximum allowable under the State's schedule of fees to be paid for such services, multiplied by 3; or

2. With respect to services to a household with a head age 65 or over, shall not have income exceeding 233% of the combined total of the monthly Supplementary Security Income benefit level provided for under Title XVI of the U.S. Social Security Act as amended and the monthly State supplementary benefit level, if any, multiplied by 3.

Sec. 4. R. S., T. 22, & 6108, amended. Section 6108 of Title 22 of the Revised Statutes, as enacted by Part B, section 1 of chapter 38 of the private and special laws of 1973 is amended by adding at the end the following new paragraphs:

The office and unit each shall be a separate, distinct administrative unit, which shall not be in any way integrated as a part or function of any other administrative unit of the department. It is the intent of this chapter that the office and unit each shall function as a central office administrative unit of the department, and that the powers, duties, authority, and responsibility of the office or unit shall not be delegated, decentralized or assigned to regional, local or other units of the department. In administering that portion of this chapter which relates to development, execution, and monitoring of agreements, the office and unit each shall carry out their powers and duties directly with public or private, nonprofit agencies without acting through other administrative units of the department as intermediaries, except to fully coordinate with appropriate agencies of State Government, and except to fully utilize existing support services.

The manager and director respectively shall possess full authority and responsibility for administering all the powers and duties of the office or unit provided herein or otherwise provided by statute. The manager or director respectively shall not in any case assign to another unit of the department which is not responsible to them any powers and duties granted by statute, or by rules, regulations or procedures adopted pursuant to this chapter.

The manager and director each may employ, subject to the Personnel Law, competent professional personnel and other staff necessary to carry out the purposes of this chapter. Such staff shall report solely and directly to the manager or director and shall not be housed in or assigned to any other administrative unit of the department.

Sec. 5. R. S., T. 36, § 1760, sub-§ 31, additional. Section 1760 of Title 36 of the Revised Statutes, as amended, is further amended by adding a new subsection 31 to read as follows:

31. Diabetic medical supplies. All medical equipment and supplies used by diabetics in the treatment of diabetes.

SECTION C.

Sec. 1.

LEGISLATIVE DOCUMENT	TITLE	1973-74	1974-75
L. D. 521	AN ACT Relating to Committees on Status of Women, Children and Youth, and the Aged	(4,000)	(4,000)
TOTAL - SECTION C		(4,000)	(4,000)

Sec. 2. Effective date. Section C of this Act shall become effective 91 days after adjournment of the Legislature.

SECTION D

Sec. 1. R. S., T. 2, § 6, sub-§ 4, amended. The first sentence of subsection 4 of section 6 of Title 2 of the Revised Statutes, as amended, is further amended to read as follows:

The salaries of the following state officials and employees to no more than ~~\$19,000~~ \$21,000.

Sec. 2. R. S., T. 2, § 6, sub-§ 5, amended. The first sentence of subsection 5 of section 6 of Title 2 of the Revised Statutes, as amended, is further amended to read as follows:

The salaries of the following state officials and employees to no more than ~~\$17,500~~ \$19,500.

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

Effective July 5, 1973