

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE

One Hundred and Seventh Legislature

AT THE

1ST SPECIAL SESSION

JANUARY 19, 1976 TO APRIL 29, 1976

AND

2ND SPECIAL SESSION

JUNE 14, 1976

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

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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

AS PASSED BY THE  
One Hundred and Seventh Legislature  
AT THE FIRST SPECIAL SESSION  
January 19, 1976 to April 29, 1976  
AND THE SECOND SPECIAL SESSION  
June 14, 1976

Supplementary to the Acts and Resolves of the Regular Session

[supplied from page 3097 of volume]

Sec. 9. 30 MRSA § 5328, sub-§ 4, ¶ F is enacted to read:

F. In the case of a health care project, the authority shall not issue a certificate of approval until it has determined:

- (1) That such project will be owned or operated by a municipality or nonprofit or charitable institution or organization which is exempt from federal taxation pursuant to section 501 of the Internal Revenue Code of 1954, as amended, and which is engaged in the operation of, or formed for the purpose of operating a health care facility in which health care is or will be rendered under the general direction of persons licensed to practice medicine in the State and which is, or will be upon completion, licensed as a health care facility under the laws of the State;
- (2) That such project will enable or assist a municipality or nonprofit institution or organization to provide health care to the residents of the project's proposed or existing service area;
- (3) That such project has been reviewed and approved by the appropriate regional and state health service agencies or by the agency of the State which serves as the designated planning agency of the State for purposes of section 1122 of the Federal Social Security Act, as amended.

Sec. 10. 30 MRSA § 5341, as enacted by PL 1965, c. 423, § 1 and as last repealed and replaced by PL 1975, c. 223, § 6, is amended to read:

#### § 5341. Purpose

It is declared that there is a state-wide need for industrial-commercial, pollution-control, health care, recreational and combined projects, and for multi-level private parking facilities to provide enlarged opportunities for gainful employment by the people, to restore purity to the air, the water or the earth of the State which are fouled with, among other things, industrial and other waste materials and pollutants, to more adequately serve the working people of this State, and to provide a more healthy environment and thus to insure the preservation and betterment of the economy of the State and the living standards and health of its inhabitants.

Effective July 29, 1976

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## CHAPTER 729

**AN ACT to Set the Unemployment Insurance Contribution Rate for New Employers at the Average Contribution Rate for all Employers in the Previous Year.**

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

26 MRSA § 1221, sub-§ 4, ¶ A, as last repealed and replaced by PL 1971, c. 538, § 38, is amended to read:

A. The standard rate of contributions shall be 2.7%. No contributing employer's rate shall be varied from the standard rate, unless and until his experience rating record has been chargeable with benefits throughout the 36-consecutive-calendar-month period ending on the computation date applicable to such year; provided that with respect to the rate year beginning July 1, 1972, and each rate year thereafter, the rate of any contributing employer who has not been subject to this chapter for a sufficient period of time to meet the 36-month requirement may be varied from the standard rate, if there shall have been a lesser period throughout which his experience rating record has been chargeable with benefits, but in no case less than the 24-consecutive-calendar-month period ending on the computation date applicable to such year; provided, further, that beginning ~~January~~ July 1, ~~1972~~ 1976, and with respect to each rate year thereafter, each contributing employer newly subject to this chapter shall pay contributions at the ~~rate of 2%~~ average contribution rate, rounded to the next higher 1/10 of 1%, on the taxable wages reported by contributing employers for the preceding calendar year, provided such rate does not exceed 3.0%; and not less than 1%, and until such time as his experience rating record has been chargeable with benefits throughout the 24-consecutive-calendar-month period ending on the computation date applicable to such year, and for rate years thereafter his contribution rate shall be determined in accordance with subsections 3 and 4.

Effective July 29, 1976

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## CHAPTER 730

### AN ACT Relating to the Form of Ballots.

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

Sec. 1. 21 MRSA § 702, sub-§ 5 is amended to read:

5. Referendum questions on separate ballot. Referendum questions must be printed on a separate ballot. Two squares must be printed at the ~~right~~ left of any referendum question submitted, with "Yes" above one and "No" above the other, so that a voter may designate his choice clearly by a cross or a check mark.

Sec. 2. 30 MRSA § 2061, sub-§ 5, ¶ D is amended to read:

D. A square shall be printed at the ~~right~~ left of the name of each candidate, and 2 squares shall be printed at the ~~right~~ left of any question submitted with "yes" above one and "no" above the other, so that a voter may designate his choice clearly by a cross mark (X) or a check mark (✓)

Effective July 29, 1976