

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

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TITLE 3, SECTION 164, SUBSECTION 6.

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PUBLIC LAWS
OF THE
STATE OF MAINE

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1977

§ 1363. Powers

The Commissioner of Mental Health and Corrections, subject to the limitations provided under section 1364, is hereby authorized and directed to do all things necessary or incidental to the carrying out of the compact in every particular, and he may in his discretion delegate this authority to the Director of the Bureau of Corrections.

§ 1364. Limitations

The commissioner shall carry out the provisions of this compact in accordance with the following.

1. Juveniles excluded. For purposes of this compact, no juvenile shall be considered an inmate, as defined in section 1352.
2. Contracts. Any contracts made with one of the other party states for the confinement of inmates in Maine shall provide for cash payments for the costs of the confinement whenever the total days for inmates placed in Maine by that state exceeds by 200 the number of days for inmates placed by Maine in that state.
3. Inmates. The commissioner is authorized to accept an inmate for confinement in Maine only if the inmate is or has been a resident of this State, or members of the inmate's family are residents of this State or, in the opinion of the commissioner, the inmate has demonstrated other ties to this State which would justify the confinement.
4. Transportation. The commissioner is authorized to permit any inmate who may be confined in another state under the provisions of the compact to pay the costs of transportation to the receiving state.
5. Facilities. The commissioner shall not accept any inmate under the provisions of the compact when the confinement of that inmate would cause immediately, or in the near future would be likely to cause, a need for an increase in correctional facilities in this State.
6. Report. The commissioner shall annually, prior to February 1st, present a report to the Joint Standing Committee on Health and Institutional Services describing any actions taken under the provisions of the compact during the previous year.

Effective October 24, 1977

CHAPTER 345

AN ACT to Amend the Elderly Householders Tax and Rent Refund Act to Allow Access to State Tax Assessor's Records by the Department of Human Services.

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

Whereas, implementation of a free drug program for the elderly on a timely basis requires immediate availability of information and continued availability of information; and

Whereas, failure to share information between the Department of Finance and Administration and the Department of Human Services will result in a duplication of effort and additional unneeded expense to the taxpayers of Maine; 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:

36 MRSA § 6121, sub-§ 5 is enacted to read:

5. Information to the Department of Human Services. The disclosure of information from records or files of the State Tax Assessor to duly authorized representatives of the Commissioner of Human Services. Such information shall be provided upon written request by the commissioner or his duly authorized representatives. Such information shall be used by the Department of Human Services solely for the purpose of identifying and locating those individuals who may be eligible for the free drugs to the elderly and disadvantaged program as administered by the Department of Human Services pursuant to Title 22, section 254.

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

Effective June 21, 1977

CHAPTER 346

AN ACT to Increase Certain Fees under the Pharmacists Law.

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

Sec. 1. 32 MRSA § 2901, 2nd ¶, first sentence, as amended by PL 1967, c. 390, § 18, is further amended to read:

The application for such a permit shall be made on a form to be prescribed and furnished by said board and shall be accompanied by the required fee of ~~\$25~~ \$50, which amount shall also be paid for each renewal of such permit.