

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

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

K.J. Printing Co.
Augusta, Maine
1981

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND TENTH LEGISLATURE

1981

CHAPTER 387
H. P. 809 — L. D. 970

AN ACT to Facilitate the Leasing of Existing Subsidized Housing Units.

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

30 MRSA § 4701, last sentence, as amended by PL 1969, c. 470, § 14, is further amended to read:

No authority shall enter into any contract for loans, grants, contributions or other financial assistance with the Federal Government for any project unless or until the governing body of the city, where the project is to be located, or any regular, special or duly constituted meeting of the town where the project is to be located, as the case may be, shall, by resolution duly adopted, have approved its entering into such contract; **except that no such resolution is required where the contract with the Federal Government involves financial assistance with respect to existing housing units or moderately rehabilitated housing units within the city or town; and except that the requirements of section 4552, subsection 1, shall not apply to the state authority with respect to any such units. With respect to any such contract for any such moderately rehabilitated housing units, compliance by the state authority with the procedures set forth in this paragraph shall be deemed to be in compliance with the requirements of section 4651, subsection 10. The state authority shall, by certified mail, return receipt requested, give written notice of its intention to solicit proposals from owners of the units located in the municipality to the city governing body or the town selectmen, as the case may be. The notice shall state the reasons for the authority's intention to make such solicitation. The state authority shall mail the notice no less than 15 business days before the making of any such solicitation and request comments from the municipality. The governing body or the selectmen may, within a period of at least 10 business days after receipt of the notice, provide the state authority with written comments pertaining to the notice.**

Effective September 18, 1981

CHAPTER 388
H. P. 922 — L. D. 1093

AN ACT to Require a Bond in Certain Suits Seeking to Enjoin School Construction Projects.

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

20 MRSA § 3471-A is enacted to read:

§ 3471-A. Suits challenging school bond issues; security required

In any action challenging the validity of the issuance of bonds for a school construction project authorized and approved under this chapter, or seeking to enjoin the commencement, construction or completion of any such school construction project, if the court has granted a motion to dismiss or granted summary judgment against the plaintiff, the court may require the plaintiff to provide security during the period of any appeal from such judgment to cover any costs or damages as may be incurred or suffered by any party resulting from delay of the project, including any loss of purchasing power during the period of delay. In determining the amount of security to be required, the court shall consider a recognized index of building costs, the consumer price index and other relevant evidence concerning the cost of the project and the estimated period of delay during the appeal.

Effective September 18, 1981

CHAPTER 389

H. P. 1039 — L. D. 1258

AN ACT to Revise the Debtor-Creditor Laws to Facilitate the Legal Collection of Debts.

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

Sec. 1. 14 MRSA § 3122, as last amended by PL 1973, c. 477, §§ 1 and 2, is repealed and the following enacted in its place:

§ 3122. Subpoena to appear and disclose

A judgment creditor may, for the purpose of a hearing, subpoena the judgment debtor to appear before a Judge of the District Court in the division in which the judgment debtor or judgment creditor resides, or, if the judgment debtor is a nonresident of this State, in the division in which he is commorant, or in the case of a corporation, in the division in which the corporation has an established place of business or if the corporation has no established place of business in this State, then, in any division in which a civil summons could be served on the corporation. The subpoenas shall be issued in blank by the clerks of the District Courts in the manner of the issuance of summons, and shall be in substantially the following form: