

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

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

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

CHAPTER 276

H.P. 772 - L.D. 1002

AN ACT to Allow the Department of Educational and Cultural Services to Administer the Child Nutrition Program in Private, Nonprofit Schools.

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

20-A MRSA §6602, sub-§11 is enacted to read:

11. The state may administer. The state may administer the programs under the United States Child Nutrition Act, Public Law 89-642 in nonprofit, private schools, provided that the State shall not be required to appropriate or distribute state funds for meals served in private schools to those private schools.

Effective September 23, 1983.

CHAPTER 277

H.P. 852 - L.D. 1102

AN ACT to Revise the Charitable Solicitations Law.

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

Sec. 1. 9 MRSA §5003, sub-§1, as enacted by PL 1977, c. 488, §1, is amended to read:

1. Charitable organization. "Charitable organization" means any person, including any organized in a foreign state, which is or holds itself out to be organized or operated for any charitable purpose and which solicits, accepts or obtains contributions from the public for any charitable purpose. A chapter, branch, area office or similar affiliate or any person soliciting contributions for any charitable purpose within the State for a charitable organization which has its principal place of business outside the State shall be considered a charitable organization for the purposes of this Act. For purposes of this chapter, an organization established for and

servicing bona fide religious purposes is not a charitable organization.

Sec. 2. 9 MRSA §5003, sub-§2, as enacted by PL 1977, c. 488, §1, is amended to read:

2. Charitable purpose. "Charitable purpose" means any charitable, benevolent, educational, philanthropic, humane, patriotic, ~~religious~~ or eleemosynary purpose.

Sec. 3. 9 MRSA §5006, sub-§1, ¶B, as repealed and replaced by PL 1977, c. 654, §4, is repealed.

Effective September 23, 1983.

CHAPTER 278

H.P. 856 - L.D. 1106

AN ACT to Amend Special Education Statutes
Pertaining to the Filing of Allowable
Expenditures by Special Purpose
Schools, Agencies or Institutions.

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

Whereas, school administrative units have a fiscal year which coincides with the State's fiscal year; and

Whereas, it is essential that the rate establishment process by the Department of Educational and Cultural Services not be delayed so that contractual arrangements can be negotiated prior to the beginning of the school year; 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. 20 MRSA §3130, sub-§2, ¶A, as enacted by PL 1977, c. 358, §4, is amended to read:

A. The tuition rates charged by private schools,