

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

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Sec. 3. 9 MRSA §5006, sub-§1, ¶B, as repealed and replaced by PL 1977, c. 654, §4, is repealed.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

agencies or institutions which serve exceptional children exclusively shall not exceed the actual per pupil cost incurred in the operation during the preceding school year. Allowable expenditures used to determine the per pupil cost shall be defined in guidelines and regulations established by the commissioner. Financial reports detailing the allowable expenditures and the computation of the tuition rate shall be filed by July 15th of each year, at such time and in such form as the commissioner may require, by each such special purpose school, agency or institution.

Increases in the tuition rate charged by such those private schools, agencies or institutions from one year to the next may not exceed 15% unless evidence is presented to the commissioner that a hardship will exist if a higher rate of increase is not approved, and such that evidence is deemed sufficient by the commissioner.

Sec. 2. 20-A MRSA §7302, sub-§2, ¶D, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

D. An agency shall file an annual financial report detailing the allowable expenditures and the computation of the tuition rate by July 15th at such time and in the form the commissioner may require.

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

Effective May 17, 1983.

CHAPTER 279

H.P. 1079 - L.D. 1425

AN ACT to Authorize Easements for the Purpose of Sewage Disposal and to Eliminate Undersized Rights-of-way on Certain Leased Lots Owned by the Town of Bridgton.

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

PL 1981, c. 343, §2 is amended by adding at the end 2 new sentences to read:

Boundaries of existing leased lots may be expanded by