

# 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.

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

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**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

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

14 MRSA §6002, sub-§1, as amended by PL 1981, c. 428, §2, is further amended to read:

1. Causes for 7-day notice of termination of tenancy. Notwithstanding any other provisions of this chapter, in the event that the landlord can show, by affirmative proof, that the tenant, the tenant's family or an invitee of the tenant has caused substantial damage to the demised premises which the tenant has not repaired or caused to be repaired before the giving of the notice provided in this subsection, has caused or permitted a nuisance within the premises, has caused or permitted an invitee to cause the dwelling unit to become unfit for human habitation or has violated or permitted a violation of the law regarding the tenancy, or when the tenant is 14 days or more in arrears in payment of his rent, the tenancy may be terminated by the landlord by 7 days' notice in writing for that purpose given to the tenant, and in the event that the landlord or his agent has made at least 3 good faith efforts to serve the tenant, that service may be accomplished by both mailing the notice by first class mail to the tenant's last known address and by leaving the notice at the tenant's last and usual place of abode. If a tenant, who is 14 days or more in arrears in payment of his rent, pays the full amount of rent due before the expiration of the 7-days' notice in writing, that notice shall be void. Payment or written assurance of payment through the general assistance program, as authorized by the State or a municipality pursuant to Title 22, chapter 1251, shall be given the same effect as payment in cash.

Effective September 23, 1983.

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## CHAPTER 399

S.P. 585 - L.D. 1702

AN ACT to Clarify State Authority  
Regarding Higher Education Student Loan  
Secondary Markets.

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

Whereas, higher education for Maine residents and the financial stability of higher educational institutions in the State are essential to the public peace, health and safety; and

Whereas, the higher educational opportunities for many Maine residents and for students attending educational institutions in Maine are increasingly dependent on the availability of student loans; and

Whereas, access to necessary student loans would be preserved and enhanced by the creation of a secondary market vehicle financed with the proceeds of federally tax exempt bonds which would not be debts or obligations of the State or any municipality; and

Whereas, such a secondary market may be formed by one or more nonprofit corporations organized at the request of the State; and

Whereas, the amount of student lending for the upcoming academic year would be increased if such a secondary market is able to make advance loan purchase commitments to lenders prior to September 1983; and

Whereas, current conditions in the national bond markets would permit the issuance of federally-tax exempt bonds at interest rates and on terms which would be feasible and advantageous, but there is no assurance that these market conditions will be available 90 days after the adjournment of this Legislature; 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 §2237 is enacted to read:

§2237. Authorization for Governor to request organizations of corporations to acquire loan notes

To the extent and for the purposes contemplated by the United States Internal Revenue Code of 1954, Section 103, (e), as amended, the Governor may on behalf of the State request the organization of one or more nonprofit corporations to operate exclusively

for the purpose of acquiring student loan notes incurred under the United States Higher Education Act of 1965, as amended.

Sec. 2. 20-A MRSA §11407 is enacted to read:

§11407. Authorization for Governor to request organizations of corporations to acquire loan notes

To the extent and for the purposes contemplated by the United States Internal Revenue Code of 1954, Section 103, (e), as amended, the Governor may on behalf of the State request the organization of one or more nonprofit corporations to operate exclusively for the purpose of acquiring student loan notes incurred under the United States Higher Education Act of 1965, as amended.

Sec. 3. Approval of actions taken by the Governor. All actions by the Governor prior to the effective date of this Act in making requests on behalf of the State for purposes of the United States Internal Revenue Code of 1954, Section 103, (e), as amended, are ratified, confirmed and approved as of the effective date of each such action.

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

Effective June 7, 1983.

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## CHAPTER 400

H.P. 676 - L.D. 859

AN ACT Relating to the Adjustment to the  
Penalty for Withdrawal from Current Use  
Tax Laws.

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

Sec. 1. 36 MRSA §581, 3rd ¶, as amended by PL 1979, c. 445, §2, is further amended to read:

In either case, and except when the change is occasioned by a transfer to the State or other entity holding the power of eminent domain, resulting from the exercise or threatened exercise of that power, withdrawal shall impose a penalty upon the owner