

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

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

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
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
JANUARY 4, 1984 TO APRIL 25, 1984

or of any authority, commission or instrumentality of the United States or on a seller-sponsored loan, as defined by Title 10, section 974, subsection 16 to the extent includible in gross income for federal income tax purposes but exempt from state income taxes under the laws of the United States, provided that the amount subtracted shall be decreased by any expenses incurred in the production of the interest or dividend income to the extent that these expenses, including amortizable bond premiums, are deductible in determining federal adjusted gross income; and

B. An amount equal to the taxpayer's federal new jobs credit as determined under the laws of the United States; and

C. Social security benefits and tier 1 railroad retirement benefits paid by the United States, to the extent included in federal adjusted gross income.

Effective July 25, 1984.

CHAPTER 799

H.P. 1684 - L.D. 2221

AN ACT Concerning Higher Education.

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

Sec. 1. 20-A MRSA c. 405, as enacted by PL 1981, c. 693, §§5 and 8, is repealed.

Sec. 2. 20-A MRSA §10902-A is enacted to read:

§10902-A. Report by trustees

The trustees, or their board representative, shall appear annually, in January, before the Joint Standing Committee on Education to report on efforts by the university system to comply with the state public policy on higher education established by section 10902. That report shall include, but need not be limited to, the following:

1. Planning. Efforts of the trustees to assure a cohesive system of planning for a delivery of higher educational opportunities; and

2. Accounting. An accounting of the prior year's funding.

Sec. 3. 20-A MRSA §10902-B is enacted to read:

§10902-B. Report by chancellor

The Chancellor of the University of Maine shall be invited by the Speaker of the House of Representatives and the President of the Senate annually, in January, to appear before a joint session of the Legislature to address the Legislature on the state of the university system and such other matters as the chancellor desires to bring to the Legislature's attention.

Sec. 4. P&SL 1865, c. 532, §4, sub-§2, as amended by P&SL 1983, c. 33, §2, is further amended to read:

2. Members appointed by the Governor. Fourteen members shall be appointed for 7-year 5-year terms by the Governor, subject to review by the Joint Standing Committee on Education joint standing committee of the Legislature having jurisdiction over education and confirmation by the Legislature. Each term shall expire on May 26th of the appropriate year, except that the retiring member shall serve until a successor is appointed by the Governor and confirmed by the Legislature. No person accepting such appointment may be a member of the State Board of Education. In making appointments, the Governor shall strive to achieve a membership which is representative of the population of this State. In so far as feasible when selecting qualified nominees to the board, the Governor shall consider affirmative action criteria, professional education and experience and an equitable geographical representation among the members. Trustees may serve a maximum of 2 terms, except that an individual appointed to fill an unexpired term of 3 years or less is eligible for appointment to 2 full terms. Trustees shall retire on reaching the age of 70. Vacancies shall be filled by the Governor, subject to review by the Joint Standing Committee on Education joint standing committee of the Legislature having jurisdiction over education and confirmation by the Legislature, for the unexpired balance of the term. In order to restore and maintain rotation of terms of office of trustees, an incumbent trustee who was appointed for a term of 7 5 years at a time sub-

sequent to the expiration of the term of his predecessor in office shall be deemed to have commenced his ~~7-year~~ 5-year term upon the date of the expiration of the term of office of his predecessor rather than from the date of his appointment and qualification. Trustees shall serve without compensation, but may be reimbursed for travel and other expenses incurred in the performance of their official duties.

Sec. 5. Transition. In order to continue the staggered nature of the terms of the board of trustee during the transition from 7 to 5-year terms, one of the successors to the 2 members whose terms expire in 1984 shall be appointed to a 3-year term and one to a 4-year term; and one of the successors to the 2 members whose terms expire in 1985 shall be appointed to a 4-year term and one to a 5-year term. The member appointed to the 3-year term is eligible for appointment to 2 full terms. The members appointed to 4-year terms are eligible for appointment to one full term.

Effective July 25, 1984.

CHAPTER 800

H.P. 1848 - L.D. 2443

AN ACT Making Adjusted Allocations from
the Highway Fund for the Fiscal Years Ending
June 30, 1984, and June 30, 1985.

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

Whereas, the 90-day period may not terminate before the end of the current fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Department of Transportation will become due and payable immediately; 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,