

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

**FIRST REGULAR SESSION**

December 5, 1984 to June 20, 1985  
Chapters 384-End

AND AT THE

**FIRST SPECIAL SESSION**

November 13, 1985

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1985

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION  
CONTINUED

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND TWELFTH LEGISLATURE

1985

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ties, obligations incurred and expenditures made and any other matters as the department may require. A ~~final~~ summary report shall be made when the service or services for which the certificate of need was issued becomes operational. For a period of one year following the implementation of the service or services for which the certificate of need was granted, the provider shall file, at 6-month intervals, reports concerning the costs and utilization. The department, in its rules and ~~regulations~~, shall prescribe the form and contents of the reports. Any holder of a certificate of need which has been issued for the construction or modification of a facility or portion thereof shall file final plans and specifications therefor with the department within 6 months, or any other time that the department may allow, following the issuance of the certificate for review by the department to determine that the plans and specifications are in compliance with the certificate of need which has been issued therefor and are in compliance with applicable licensure, life safety code and accreditation standards. The department may revoke any certificate of need it has issued when the person to whom it has been issued fails to file reports or plans and specifications required by this section on a timely basis.

Sec. 20. 22 MRSA §325, as enacted by PL 1981, c. 705, Pt. V, §41, is repealed.

Sec. 21. 22 MRSA §382, sub-§2, as enacted by PL 1983, c. 579, §10, is repealed.

Effective September 19, 1985.

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## CHAPTER 419

H.P. 24 - L.D. 22

### AN ACT to Change the Sales Tax Exemption for Property Purchased Outside the State.

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

36 MRSA §1760, sub-§45, as reallocated by PL 1983, c. 571, §2, is repealed and the following enacted in its place:

45. Certain property purchased outside the State. Sales of property purchased and used by the present owner outside the State:

A. If the property is an automobile, as defined in Title 29, section 1, and if the owner was, at the time of purchase, a resident of the other state and either employed or registered to vote there; or

B. For more than 12 months in all other cases.

For purposes of this subsection, "use" does not include storage, but means actual utilization of the property for a purpose consistent with its design. Property, other than automobiles, which is required to be registered for use in this State does not qualify for exemption unless it was registered by its present owner outside this State more than 12 months prior to its registration in this State.

Effective September 19, 1985.

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## CHAPTER 420

H.P. 822 - L.D. 1163

### AN ACT Concerning Incarcerated Prisoners and the Employment Security Law.

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

Sec. 1. 26 MRSA §1193, sub-§7, as amended by PL 1983, c. 753, §1, is further amended to read:

7. Discharged for crime. For the period of unemployment next ensuing with respect to which he was discharged for conviction of felony or misdemeanor in connection with his work. The ineligibility of such individual shall continue for all weeks subsequent until such individual has thereafter earned \$600 or 8 times his weekly benefit amount, whichever is greater, in employment by an employer;

Sec. 2. 26 MRSA §1193, sub-§7-A is enacted to read:

7-A. Absence from work due to incarceration. For the duration of his unemployment subsequent to a discharge arising from his absence from work for more than 2 workdays due to his incarceration for conviction of a criminal offense. This disqualification continues until the claimant has earned