

MAINE STATE LEGISLATURE

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LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

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

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

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

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

17-A MRSA §1301, sub-§5 is enacted to read:

5. Notwithstanding any other provision of this section, any person convicted of a crime under section 1103, 1105, 1106 or 1107 may be sentenced to pay a fine of an amount equal to the value at the time of the offense of the scheduled drug or drugs upon which the conviction is based.

When the court imposes a fine under this subsection, the court shall make a finding as to the value of the scheduled drug or drugs. If the record does not contain sufficient evidence to support a finding, the court may conduct, in connection with its imposition of a sentence, a hearing on this issue.

Effective July 16, 1986.

CHAPTER 700

H.P. 1436 - L.D. 2027

AN ACT Concerning the Waldo County Budget Committee.

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

Whereas, the salary increases established in this legislation should take effect 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,

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

Sec. 1. 30 MRSA §2, sub-§1, ¶N, as amended by PL 1985, c. 196, is repealed and the following enacted in its place:

N. Pursuant to chapter 10, the Waldo County Budget Committee has final approval authority over county officers' salaries. Legislative approval is not required.

Sec. 2. 30 MRSA §1401, as enacted by PL 1985, c. 223, is amended to read:

§1401. Purpose

The purpose of this chapter is to establish in Waldo County a method of appropriating money for county expenditures, according to a budget, which shall first receive approval of a budget committee. This chapter amends the present statutory method in sections 2, 252 and 253 by transferring the authority of the Waldo County legislative delegation and the Legislature to approve the Waldo County budget to a committee comprised of Waldo County and municipal officials. This chapter shall apply only to Waldo County.

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

Effective April 16, 1986.

CHAPTER 701

S.P. 922 - L.D. 2298

AN ACT to Discourage Erivolous Appeals
in Cases Involving Judicial Review of
Certificate of Need Decisions for
Nursing Homes of the Department of
Human Services.

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

Whereas, the State of Maine presently is faced with a severe shortage of nursing home beds; and

Whereas, the State's elderly citizens and their families currently experience long waits prior to placement in nursing home facilities; and