

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 THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

Chapters 1-542

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

Twin City Printery
Lewiston, Maine
1987

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

(2) <u>Treasurer</u>	15,600
(3) <u>Sheriff</u>	22,381
(4) <u>Judge of Probate</u>	13,834
(5) <u>Register of Probate</u>	13,696
(6) <u>Register of Deeds</u>	13,696

N. York County:

(1) <u>Commissioners</u>	\$ 0
(2) <u>Treasurer</u>	3,900
(3) <u>Sheriff</u>	27,000
(4) <u>Judge of Probate</u>	11,463
(5) <u>Register of Probate</u>	15,935
(6) <u>Register of Deeds</u>	17,563

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved and shall be applied retroactively to January 1, 1987.

Effective June 22, 1987.

CHAPTER 392

H.P. 1322 — L.D. 1805

AN ACT to Amend Certain Probate Laws.

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

Sec. 1. 18-A MRSA §1-602, ¶(2), as repealed and replaced by PL 1983, c. 262, §1, is repealed and the following enacted in its place:

(2) For receiving and entering each petition or application for all estates, testate and intestate, including foreign estates, and the filing of a notice by a domiciliary foreign personal representative when the value of the estate is:

- (i) For filing a will without probate, no fee;
- (ii) For filing a will to be probated and without an appointment, \$10;
- (iii) \$10,000 and under, \$15;
- (iv) \$10,001 to \$20,000, \$30;
- (v) \$20,001 to \$30,000, \$45;
- (vi) \$30,001 to \$40,000, \$60;

- (vii) \$40,001 to \$50,000, \$75;
- (viii) \$50,001 to \$75,000, \$100;
- (ix) \$75,001 to \$150,000, \$150;
- (x) \$150,001 to \$250,000, \$200;
- (xi) \$250,001 to \$500,000, \$300
- (xii) \$500,001 to \$1,000,000, \$400;
- (xiii) \$1,000,001 to \$2,000,000, \$500; or
- (xiv) More than \$2,000,000, \$600.

Sec. 2. 18-A MRSA §1-602, ¶(5), as enacted by PL 1979, c. 540, §1, is amended to read:

(5) For filing a petition for appointment as guardian or conservator, or for other protective proceedings, \$5, \$10.

Sec. 3. 18-A MRSA §1-602, ¶¶(7) and (8), as enacted by PL 1983, c. 262, §2, is amended to read:

(7) For filing a joint joined petition for appointment as guardian and conservator, \$10 \$20.

(8) For filing any other formal proceeding, \$5 \$10.

Sec. 4. 18-A MRSA §1-602, ¶(9) is enacted to read:

(9) For filing a petition for appointment of conservator, \$10.

Sec. 5. 18-A MRSA §4-204, as enacted by PL 1979, c. 540, §1, is amended to read:

§4-204. Proof of authority; bond

If no local administration or application or petition therefor is pending in this State, a domiciliary foreign personal representative may file with a court in this State in a county in which property belonging to the decedent is located, authenticated copies of his appointment and, of any official bond he has given and a certificate, dated within 60 days, proving his current authority.

Sec. 6. 18-A MRSA §5-432, as enacted by PL 1979, c. 540, §1, is amended to read:

§5-432. Foreign conservator; proof of authority; bond; powers

If no local conservator has been appointed and no petition in a protective proceeding is pending in this State, a domiciliary foreign conservator may file with a court in this State in a county in which property belonging to the protected person is located, authenticated copies of his appointment and, of any official bond he has given and a certificate, dated within 60 days, proving his cur-

rent authority. Thereafter, he may exercise as to assets in this State all powers of a local conservator and may maintain actions and proceedings in this State subject to any conditions imposed upon nonresident parties generally.

Effective September 29, 1987.

CHAPTER 393

S.P. 613 — L.D. 1807

AN ACT Providing for the 1987 Amendments to the Finance Authority of Maine Act.

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

Sec. 1. 10 MRSA §963-A, sub-§43-A is enacted to read:

43-A. Professional. "Professional," when used with reference to office space, means professions or professionals regulated or licensed under applicable state law.

Sec. 2. 10 MRSA §963-A, sub-§49-A is enacted to read:

49-A. Seller-sponsored loan. "Seller-sponsored loan" means a loan to one or more individuals or to a family farm corporation from the seller of agricultural land, which loan represents all or a significant portion of the purchase price for that land, provided that the authority has issued a certificate designating the loan as a seller-sponsored loan with respect to an identified seller after finding that the interest rate to be charged is reasonably consistent with current interest rates for loans for the purchase of agricultural land, and that the purchasers intend to use the land primarily for growing or raising plants or animals for business purposes. The loan shall cease to be a seller-sponsored loan if the land ceases to be used for agricultural purposes.

Sec. 3. 10 MRSA §1026-B, sub-§1, as amended by PL 1985, c. 714, §19, is further amended to read:

1. Scope of section. This section applies, in addition to other applicable provisions of this subchapter, when the original principal amount of the mortgage insurance is \$500,000 or less, but not when mortgage insurance is provided pursuant to section 1026-D.

Sec. 4. 10 MRSA §1026-B, sub-§5, as enacted by PL 1985, c. 714, §21, is amended to read:

5. Professional office building projects. The authority may insure mortgage loans for a professional office building project, provided that:

A. The principal amount of mortgage insurance for the project does not exceed \$200,000;

B. Less than 35% of the project is intended or planned for professional office space;

C. ~~In~~ Notwithstanding paragraph B, in the event that the project proposes that more than 35% of the project will be professional office space, the project is not attached or adjoined to any other professional office building, which has received an insured mortgage loan under this chapter; and

D. The applicant has not received mortgage insurance under this subsection for any other professional office building project.

Sec. 5. 10 MRSA §1026-C, sub-§1, as enacted by PL 1985, c. 344, §49, is repealed and the following enacted in its place:

1. Scope of section. This section applies in addition to and not to the exclusion of other applicable provisions of this subchapter, but not when mortgage insurance is provided pursuant to section 1026-D.

Sec. 6. 10 MRSA §1026-C, sub-§2, as amended by PL 1985, c. 714, §22, is further amended to read:

2. Insurance. The authority may provide mortgage insurance benefiting a veteran in an original principal amount of \$250,000 or less in addition or as an alternative to any amount provided pursuant to section 1026-B.

Sec. 7. 10 MRSA §1026-C, sub-§5, as enacted by PL 1985, c. 714, §23, is amended to read:

5. Professional office building projects. The authority may insure mortgage loans for a professional office building project, provided that:

A. The principal amount of mortgage insurance for the project does not exceed \$200,000;

B. Less than 35% of the project is intended or planned for professional office space;

C. ~~In~~ Notwithstanding paragraph B, in the event that 35% or more of the project will be professional office space, the project is not attached to or does not adjoin any other professional office building which has received an insured mortgage loan under this chapter; and

D. The applicant has not received mortgage insurance under this subsection for any other professional office building project.

Sec. 8. 10 MRSA §1026-D, sub-§3, ¶B, as amended by PL 1985, c. 714, §24, is further amended to read:

B. The original principal amount of the mortgage loan, including any mortgage loan secured by a coordinate or priority lien or security interest in the same eligible collateral which is proposed to secure repay-