

MAINE STATE LEGISLATURE

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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

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4. Human services assistance; priorities. Liaison appointed by the Departments of Human Services and Mental Health and Mental Retardation shall act to coordinate purchase of service contracts and serve in an advisory capacity to the department in matters concerning public transportation. In the event that transportation funds for human services' programs are insufficient for full implementation of the human services' portion of an approved ~~annual~~ biennial regional operations plan, priorities established by the Departments of Human Services and Mental Health and Mental Retardation shall determine the priority clients that shall be initially served by human services' funds. Each department and its agents shall actively engage local transportation providers in the planning of new services that are expected to have a transportation component.

The Department of Human Services and the Department of Mental Health and Mental Retardation shall assure that any new service to be provided be adequately funded to cover the costs of the transportation component of the program.

Sec. 4. 23 MRSA §4209, sub-§7, as amended by PL 1983, c. 812, §144, is repealed.

Effective September 29, 1987.

CHAPTER 429

H.P. 1063 — L.D. 1446

AN ACT to Allow the Governor to Order Emergency Activation of the Guard in Advance of an Imminent Disaster.

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

37-B MRSA §742, sub-§1, ¶A, as enacted by PL 1983, c. 594, §33, is amended to read:

A. Whenever a disaster or civil emergency exists or appears imminent, the Governor shall, by proclamation, declare a state of emergency in the State or any section of the State. If the Governor is temporarily absent from the State or is otherwise unavailable, the next person in the State who would act as Governor if the office of the Governor were vacant may, by proclamation, declare the fact that a civil emergency exists or appears sufficiently imminent to activate emergency preparedness plans in any or all areas of the State. A copy of the proclamation shall be filed with the Secretary of State.

Effective September 29, 1987.

CHAPTER 430

H.P. 896 — L.D. 1197

AN ACT to Amend the Inflation Incrementing Provision in the Tax Laws.

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

Sec. 1. 36 MRSA §5402, as amended by PL 1983, c. 3, §5, is further amended to read:

§5402. Definitions

As used in this chapter, unless the context indicates otherwise, the following terms have the following meanings.

1. Consumer Price Index. "Consumer Price Index" means the average over a 12-month period of the National Consumer Price Index, not seasonally adjusted, published monthly by the Bureau of Labor Statistics, United States Department of Labor designated as the "National Consumer Price Index for All Urban Consumers- United States City Average."

1-A. Base year index. "Base year index" means the Consumer Price Index for the period July 1, 1985, through June 30, 1986.

2. Percentage adjustment factor. "Percentage adjustment factor" means 1/2 of the percentage increase change in the Consumer Price Index for the 12-month period ending June 30th of the calendar year in which the current taxable year begins over the Consumer Price Index for the 12-month period ending June 30th of the immediately preceding year, base year index expressed as a decimal rounded to the nearest one-thousandth.

3. Inflation factor. "Inflation factor" means the percentage adjustment factor plus 1. The inflation factor for any taxable year shall not exceed 1.070 a 7% change from the prior year. In any year when the change exceeds 7%, an inflation factor so limited shall be utilized.

Sec. 2. 36 MRSA §5403, as amended by PL 1983, c. 3, §6, is further amended to read:

§5403. Annual adjustments for inflation

On or about September ~~15~~ 15th of each taxable year, the State Tax Assessor shall multiply the inflation factor for that taxable year by the dollar amounts of both the standard deduction and the personal exemption as adjusted under this chapter in the immediately preceding taxable year. The State Tax Assessor shall also multiply the inflation factor by certain dollar bracket amounts in the tax rate schedule for each filing status, as follows:

1. Single individuals and married persons filing separate returns. The inflation factor shall be multiplied by the dollar bracket amounts, ~~as adjusted under this chapter in the immediately preceding taxable year,~~ on the tax rate schedule for single individuals and married