

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND THIRTEENTH LEGISLATURE**

**FIRST SPECIAL SESSION**

**October 9, 1987 to October 10, 1987**

**SECOND SPECIAL SESSION**

**October 21, 1987 to November 20, 1987**

**and the**

**SECOND REGULAR SESSION**

**January 6, 1988 to May 5, 1988**

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

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**Twin City Printery**  
**Lewiston, Maine**  
**1988**

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
FIRST AND SECOND SPECIAL SESSIONS  
and  
SECOND REGULAR SESSION  
of the  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
1987

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**CHAPTER 795**

S.P. 730 — L.D. 1989

**AN ACT to Amend the Law Concerning the Maine Student Incentive Scholarship Program.**

**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 until after the beginning of the next fiscal year; and

Whereas, the funds appropriated for use by students to meet the costs of higher education must be expended before the beginning of the next fiscal year; and

Whereas, it is projected that there will be a portion of the appropriated funds that will be unexpended before the beginning of the next fiscal year; and

Whereas, the inability to expend all the funds appropriated due to limiting statutory language will cause a hardship for students who were eligible to receive funds but did not; 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:

20-A MRSA §11608, sub-§3, as amended by PL 1985, c. 779, §56, is further amended to read:

3. State University of Maine System; grant allocation. The department may allocate up to 25% of the state student incentive scholarship grants to eligible students attending the University of Maine System, up to 2 1/2% to eligible students attending the Maine Maritime Academy and up to 2 1/2% to eligible students attending the vocational-technical institutes. The remaining 70% shall be granted to eligible students attending other eligible institutions of higher education. If administration of the scholarship program does not result in use of all the funds allocated for Maine Maritime Academy or students, vocational-technical institute students or eligible students attending other eligible institutions of higher education by October 1st November 15th of any school year, the department shall reallocate the unused funds for use by eligible students attending the University of Maine System. If the funds are reallocated, the total amount of funds allocated for use by students attending the University of Maine System may exceed the percentage provided in this subsection. The balance of funds shall be granted to eligible students attending other eligible institutions of higher education.

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

Effective April 28, 1988.

**CHAPTER 796**

S.P. 822 — L.D. 2144

**AN ACT to Provide for the Establishment of a Nonlapsing Fund for the Maine Student Incentive Scholarship Program.**

**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 until after the beginning of the next fiscal year; and

Whereas, the funds under the Maine Student Incentive Scholarship Program for use by students to meet the costs of higher education must be expended before the beginning of the next fiscal year and funds unspent at the end of the fiscal year lapse to the General Fund rather than be spent for the student financial aid purposes for which they were appropriated; and

Whereas, it is projected that there will be a portion of the appropriated Maine Student Incentive Scholarship Program funds that will be unexpended before the beginning of the next fiscal year; and

Whereas, the cause of unexpended funds is administrative in nature, not lack of eligible applicants for assistance; 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:

20-A MRSA §11609 is enacted to read:

**§11609. Nonlapsing fund**

Any unexpended funds appropriated by the Legislature to carry out the purposes of this program shall not lapse, but shall be carried forward for continued use in the program.

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

Effective April 28, 1988.