

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.

Twin City Printery
Lewiston, Maine
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
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ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

Community Development, upon request, may provide technical assistance to municipalities with respect to the development of comprehensive plans pursuant to this subchapter. Regional planning commissions shall cooperate with the department in the provision of technical assistance pursuant to this subchapter.

Sec. 9. 30 MRSA §4961-A is enacted to read:

§4961-A. Affordable housing

Any comprehensive plan developed pursuant to this subchapter shall provide for the development of affordable housing for low-income and moderate-income households. A municipality may cooperate with neighboring municipalities to develop a regional comprehensive plan in lieu of a municipal plan. Any comprehensive plan developed under this subchapter shall include municipal or regional strategies to effectively reduce the cost of housing or provide for the construction of affordable housing, including zoning measures, use of municipally owned land and other similar measures.

1. Housing. Notwithstanding any other provision of law, the Maine State Housing Authority and municipal housing authorities may provide technical assistance to municipalities with respect to housing components of comprehensive plans developed pursuant to this subchapter.

Effective August 4, 1988.

CHAPTER 821

H.P. 1623 — L.D. 2218

AN ACT to Require Full State Funding of any Legislative Mandate.

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

20-A MRSA §2, sub-§3 is enacted to read:

3. Mandated programs. Any legislation containing a state mandate enacted by the Legislature after January 1, 1989, which requires additional funding, shall contain provisions for full funding by the State for 2 years, after which the legislation shall contain full funding through the School Finance Act of 1985, as amended. The funding requirements to implement the mandate must be identified. Any such legislation for which full state funding is not provided may not be enacted.

State mandates are defined as any state-initiated or statutory action that requires a local school administrative unit to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues, excluding any order issued by a state court or any legislation necessary to comply with a federal mandate.

This chapter is repealed on June 30, 1992, unless reviewed and extended by specific Act of the Legislature.

Effective August 4, 1988.

CHAPTER 822

H.P. 1451 — L.D. 1962

AN ACT to Provide a Sales Tax Exemption for Charitable Suppliers of Medical Equipment.

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

36 MRSA §1760, sub-§62 is enacted to read:

62. Charitable suppliers of medical equipment. Sales to local branches of incorporated international non-profit charitable organizations which provide, on a loan basis and free of charge, medical supplies and equipment to persons.

Effective August 4, 1988.

CHAPTER 823

S.P. 960 — L.D. 2548

AN ACT to Correct Inequities in the Maine State Retirement System.

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

Sec. 1. 5 MRSA §17953, sub-§2, ¶A, as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

A. Instead of accepting the payment provided in subsection 1, the first listed of the following relatives of the qualifying member who are living at the death of the qualifying member may elect the benefits described in subsections 3 to 5 5-A:

- (1) The surviving spouse, the dependent child or dependent children, the parent or parents, if any of these are designated beneficiaries. The designated beneficiary, if any; or
- (2) If no beneficiary is designated, the surviving spouse, the dependent child or dependent children, or the parent or parents.

Sec. 2. 5 MRSA §17953, sub-§5-A is enacted to read:

5-A. Amount of survivor benefit to designated beneficiary. If a designated beneficiary, other than the surviving spouse, dependent child, dependent children or the parent or parents of a deceased qualifying mem-