

# 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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3. One hundred twenty-five dollars. One hundred twenty-five dollars for all other establishments, places and camps not included in subsection 1 or 2.

All such fees are for the license ~~and the initial licensure inspection~~, ~~2 licensure inspections~~ and one follow-up inspection. When additional inspections are required to determine an applicant's eligibility for licensure, the department is authorized through its ~~regulations~~ rules to charge an additional ~~\$10~~ \$20 fee to cover the costs of each additional inspection or visit. Failure to pay such charges within ~~90~~ 30 days of the billing date shall constitute grounds for revocation of ~~said~~ the license, unless an extension for a period not to exceed ~~90~~ 60 days is granted in writing by the commissioner.

Sec. 2. 22 MRSA §2497, as amended by PL 1985, c. 771, §5, is further amended to read:

§2497. Right of entry and inspection

The department and any duly designated officer or employee thereof of the department shall have the right, without an administrative inspection warrant, to enter upon and into the premises of any establishment licensed pursuant to this chapter at any reasonable time in order to determine the state of compliance with this chapter and any rules ~~and regulations~~ in force pursuant ~~thereto~~ to this chapter. The department shall make an inspection of the premises of any establishment licensed under this chapter at least twice in each year, provided that if that establishment operates for less than 26 consecutive weeks annually, the department may inspect it only once in each year. Such right of entry and inspection shall extend to any premises which the department has reason to believe is being operated or maintained without a license but no such entry and inspection of any premises may be made without the permission of the owner or person in charge unless a search warrant is obtained authorizing entry and inspection. The department and any duly designated officer or employee thereof of the department does not have the right to enter, for inspection under this chapter, upon and into the premises of any establishment that is licensed under chapter 551, subchapter I.

Sec. 3. **Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1988-89

HUMAN SERVICES, DEPARTMENT OF

Legal Services-Human Services

Positions	(2)
Personal Services	\$51,800
All Other	3,200
Capital Expenditures	1,000

Provides funds for one attorney and one clerical position in order to carry out the purposes of this Act.

Bureau of Health

Positions	(14)
Personal Services	\$291,760
All Other	65,240

Provides funds for 14 restaurant inspectors, in order to carry out the purposes of this Act.

TOTAL APPROPRIATIONS \$413,000

Effective August 4, 1988.

**CHAPTER 839**

H.P. 1882 — L.D. 2574

**AN ACT to Expand the Property Tax Circuit Breaker Program.**

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

Sec. 1. 36 MRSA §6201, sub-§11, as enacted by PL 1987, c. 516, §§3 and 6, is amended to read:

11. Rent constituting property taxes accrued for an elderly household. "Rent constituting property taxes accrued for an elderly household" means 25% of the gross rent actually paid in cash or its equivalent in any tax year by a claimant and his the claimant's household solely for the right of occupancy of their Maine homestead in the tax year and which rent constitutes the basis, in the succeeding calendar year, of a claim for relief under this chapter by the claimant.

Sec. 2. 36 MRSA §6201, sub-§11-A is enacted to read:

11-A. Rent constituting property taxes accrued for nonelderly household. "Rent constituting property taxes accrued for nonelderly household" means 15% of the gross rent actually paid in cash or its equivalent in any tax year by a claimant and the claimant's household solely for the right of occupancy of their Maine homestead in the tax year and which rent constitutes the basis, in the succeeding calendar year, of a claim for relief under this chapter by the claimant.

Sec. 3. 36 MRSA §6207, sub-§§1 and 2, as enacted by PL 1987, c. 516, §§3 and 6, are repealed and the following enacted in their place:

1. Benefit calculation. For claimants representing a nonelderly household, the benefit is 33 1/3% of the amount by which the benefit base exceeds 4.5% of income to a maximum payment of \$250.

2. Income eligibility. Claimants with household incomes in excess of \$28,000 are not eligible for a benefit.

Sec. 4. 36 MRSA §6217, as enacted by PL 1987, c. 516, §§3 and 6, is repealed.

Sec. 3. 25 MRSA c. 352 is enacted to read:

Effective August 4, 1988.

§2921. Definitions

**CHAPTER 840**

H.P. 1911 — L.D. 2608

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

**AN ACT to Establish an Enhanced 9-1-1 System.**

1. Automatic location identification. "Automatic location identification" means an enhanced 9-1-1 service capability that enables the automatic display of information defining the geographical location of the telephone used to place a 9-1-1 call.

**Preamble.** Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State to provide funds for the establishment of an enhanced 9-1-1 system.

2. Automatic number identification. "Automatic number identification" means an enhanced 9-1-1 service capability that enables the automatic display of the 7-digit number used to place a 9-1-1 call.

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

3. Commissioner. "Commissioner" means the Commissioner of Public Safety.

Sec. 1. 3 MRSA §507, sub-§2, ¶A, as repealed and replaced by PL 1979, c. 338, §2, is amended to read:

4. Department. "Department" means the Department of Public Safety.

A. Unless continued or modified by law, the following Group A-1 independent agencies shall terminate, not including the grace period, no later than June 30, 1980:

5. Emergency services. "Emergency services" includes fire, police, ambulance, rescue services and other services of an emergency nature identified by the commissioner.

- (1) Maine Blueberry Commission;
- (2) Blueberry Industry Advisory Board;
- (3) Seed Potato Board;
- (4) Maine Milk Commission;
- (5) State Harness Racing Commission;
- (6) Maine Agricultural Bargaining Board;
- (7) Board of Veterinary Medicine;
- (8) Maine Milk Tax Committee;
- (9) Maine Dairy and Nutrition Council Committee;
- (10) Board of ~~Pesticide~~ Pesticides Control;
- (11) State Planning Office; ~~and~~
- (12) State Lottery Commission; and
- (13) E-9-1-1 Advisory Committee.

6. Enhanced 9-1-1 services. "Enhanced 9-1-1 services" or "E-9-1-1" means a system consisting of selective routing with the capability of automatic number and location identification and public safety answering points, which enables users of the public telecommunications' system to request emergency services by dialing the digits 9-1-1.

Sec. 2. 5 MRSA §12004, sub-§10, ¶A, sub-¶(73-A) is enacted to read:

7. Public safety answering point. "Public safety answering point" means a facility with enhanced 9-1-1 capability, operated on a 24-hour basis, assigned the responsibility of receiving 9-1-1 calls and, as appropriate, directly dispatching emergency services or transferring or relaying emergency 9-1-1 calls to other public safety agencies.

(73-A)	Public Safety	E-9-1-1 Advisory Committee	Expenses Only	25 MRSA §2925
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8. Selective routing. "Selective routing" means the method employed to direct 9-1-1 calls to the appropriate public safety answering point based on the geographical location from which the call originated.

§2922. E-9-1-1 capability

Each telephone utility, as defined in Title 35-A, section 102, which furnishes local exchange services within the State, shall provide, by July 1, 1993, selective routing, automatic number identification and automatic location identification features necessary to implement enhanced 9-1-1 services in this State.

§2923. Requirements of municipalities