

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

**THIRD SPECIAL SESSION**

September 15, 1988 to September 16, 1988

and the

**FOURTH SPECIAL SESSION**

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

**FIRST REGULAR SESSION**

December 3, 1986 to June 30, 1987

**FIRST SPECIAL SESSION**

October 9, 1987 to October 10, 1987

**SECOND SPECIAL SESSION**

October 21, 1987 to November 20, 1987

**SECOND REGULAR SESSION**

January 6, 1988 to May 5, 1988

**THIRD SPECIAL SESSION**

September 15, 1988 to September 16, 1988

and the

**FOURTH SPECIAL SESSION**

November 28, 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  
1989

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
THIRD SPECIAL SESSION  
of the  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
1987

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tors which impede the board's capacity to protect patients' rights. The staff of the Maine Commission on Mental Health, established in the Maine Revised Statutes, Title 34-B, section 3901, shall assist the board in making this report.

**Sec. 10. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1988-89
<u>MAINE COMMISSION ON MENTAL HEALTH</u>	
Positions	(2)
Personal Services	\$44,556
All Other	22,000
Capital Expenditures	5,000
<b>Total</b>	<b>\$71,556</b>

Provides funds for an Executive Director and a secretary, office expenses and related costs of operating the Commission.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved, except that sections 2, 4 and 5 shall take effect July 1, 1989.

Effective September 23, 1988, unless otherwise indicated.

## CHAPTER 888

H.P. 1996 — L.D. 2698

### AN ACT to Amend the Maine Managed Care Insurance Plan Demonstration for Uninsured Individuals.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation is immediately necessary to ensure that low-income workers employed by small businesses may obtain adequate health insurance; 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:

22 MRSA §3188, sub-§2, as enacted by PL 1987, c. 349, Pt. H, §14, is repealed and the following enacted in its place:

2. Targeted enrollment. The department shall target enrollment in this plan to low-income, non-Medicaid eligible individuals employed in groups of less than 15

and the self-employed. Individual or nongroup policies will not be offered through this program. Enrollment in this plan shall not be offered to any group where there has been a health plan offered at any time within the past 12 months or to any self-employed individual who has been covered by health benefits coverage at any time within the past 12 months; except that groups and individuals who were covered through the Medicaid program or who had health benefits and lost that coverage involuntarily and who otherwise would be eligible for the Maine Managed Care Insurance Plan Demonstration are eligible for enrollment.

The intent of this demonstration is to provide access to health benefits to those for whom financial barriers preclude the purchase of the coverage. Eligibility criteria for the Maine Managed Care Insurance Plan Demonstration shall be developed by the department based upon the advice of The Robert Wood Johnson Foundation's grant advisory committee.

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

Effective September 23, 1988.

## CHAPTER 889

H.P. 1998 — L.D. 2701

### AN ACT Concerning State Contribution to Water Systems.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Department of Environmental Protection is preparing to turn over a water system to the Town of Friendship to remediate contaminated wells; and

Whereas, there is disagreement over state oversight of the funds received under state grants; 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:

35-A MRSA §6108 is enacted to read:

#### §6108. State contributions

The management and allocation by a consumer-owned water utility of a state contribution of funds made prior to January 1, 1989, under Title 38, section 568, and its income, shall not be subject to investigation or review