

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.

Twin City Printery
Lewiston, Maine
1989

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
SECOND SPECIAL SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

CHAPTER 83

H.P. 1416 — L.D. 1921

AN ACT to Prevent Potential Pest Infestation.

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

Whereas, traces of nematode have been found in Prince Edward Island and the varroa mite pest is affecting the beekeeping industry in Maine; and

Whereas, the potato farmers in Maine are most concerned that this infestation may spread to their potato fields and damage their crops and honeybee beekeepers in Maine must take action to eradicate the varroa mite pest before more damage is done to healthy hives; and

Whereas, it is most necessary to appropriate money in order to support research to prevent any harm to the State's potato crop and to take immediate steps to protect the pollination capacity of the State's honeybee industry; 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:

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

1987-88

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Agricultural Production		
All Other	\$36,000	
Capital Expenditures	30,000	
Total	<u>\$66,000</u>	

These funds will be used only to prevent the infestation of nematode in the State's potato crop, as well as the varroa mite in the State's bee colonies and for no other purpose. These funds shall not lapse but shall carry forward until June 30, 1989.

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

Effective November 20, 1987.

CHAPTER 84

S.P. 695 — L.D. 1920

AN ACT Concerning the Commission to Implement the Computerization of Criminal History Record Information.

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

Whereas, Private and Special Law 1985, chapter 135, creating the Commission to Implement the Computerization of Criminal History Record Information, called for a final report by the commission to the Second Regular Session of the 113th Legislature by January 15, 1988; and

Whereas, the commission requires additional time to oversee the development and implementation of an effective computerized system; 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:

Sec. 1. P&SL 1985, c. 135, §4 is repealed and the following enacted in its place:

Sec. 4. Report. The commission shall present an interim report to the Second Regular Session of the 113th Legislature by January 15, 1988. The commission shall present its final report and recommendations, together with any recommended legislation, to the First Regular Session of the 114th Legislature by January 15, 1989.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund in order to carry out the purposes of this Act.

1987-88

LEGISLATURE

Commission to Implement the Computerization of Criminal History Record Information

All Other	\$15,000
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Provides funds to allow the commission to contract for technical assistance. The firm or individual receiving the contract will be responsible for assisting the commission in writing a master plan and for coordinating the implementation of the computerized criminal history record system between all state and local agencies involved. This appropriation shall carry forward to June 30, 1989.

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

Effective November 25, 1987.

CHAPTER 85

H.P. 1419 — L.D. 1930

AN ACT to Amend Certain Powers of Hospital Administrative District No. 4.

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

Whereas, Hospital Administrative District No. 4 was created by law to establish and operate a hospital within a certain geographic area of this State and any amendment to the charter of that hospital district must be made by an Act of the Legislature; and

Whereas, to continue a high quality of health service to district residents, this charter must be amended to allow Hospital Administrative District No. 4 to enter into joint health care ventures with medical professionals; and

Whereas, such authorization will give needed flexibility to the district to maintain the highest quality of service at a reasonable cost; 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:

Sec. 1. P&SL 1973, c. 76, §1, as amended by P&SL 1983, c. 92, §1, is repealed and the following enacted in its place:

Sec. 1. Incorporation; purposes. The inhabitants of the territory within the Towns of Monson, Abbot, Parkman, Willimantic, Guilford, Sangerville, Dover-Foxcroft, Sebec and Atkinson and the Plantation of Barnard all in the County of Piscataquis, the Town of Cambridge in the County of Somerset, and the Towns of Dexter and Bradford in the County of Penobscot, or any combination of the towns and plantations, are constituted and confirmed a body politic and corporate to be known as "Hospital Administrative District No. 4" in order to provide for the health, welfare and public benefit of the inhabitants of the district. The hospital district shall acquire or construct, extend and improve a regional general hospital system, including, but not limited to, acute care facilities, extended care facilities, intermediate care facilities, freestanding satellite facilities and facilities designed for utilization as offices by physicians, to be located in a place

or places within the district for the care of the inhabitants of the district and those persons outside the district who may require medical care, for the purposes of maintaining and operating a hospital system, including, but not limited to, acute care facilities, extended care facilities, freestanding satellite facilities and facilities designed for utilization as offices by physicians, and generally providing for the health and medical needs of the inhabitants of the district. Without limiting the generality of this section and subject to pertinent provisions of the Maine Health Care Finance Commission's laws and rules, the district may also establish affiliated organizations, either alone or with others and within the district, including medical centers, health care centers, nursing centers, laboratories, clinics and other medical, surgical or dental facilities, facilities to provide health-related shared services and such other organizations or entities, on a profit or nonprofit basis, as the district may deem necessary or desirable from time to time, in order to provide, alone or with others, for the health and medical needs of the inhabitants of the district. The district may enter into joint ventures with providers or professionals offering health care services within the district for the purpose of offering health care services to persons within the district.

In effectuating any of the purposes of this section or any of the other purposes permitted to be engaged in by the district, the district may, subject to the provisions of this Act, as amended and supplemented from time to time, acquire real or personal property or any interest therein, on either a temporary or long-term basis by gift, purchase, transfer, foreclosure, lease or otherwise, including rights or easements; hold, manage, operate, sell, assign, lease, encumber, mortgage or otherwise dispose of any real or personal property or any interest therein, or mortgage interest owned by it under its control, custody or in its possession and release or relinquish any right, title, claim, lien, interest, easement or demand however acquired; apply for and accept from any source grants, loans, advances and contributions of money, property, labor or other things of value, to be held, used and applied for permitted purposes; lease or rent any lands, buildings, structures, facilities or equipment from private parties to effectuate the purposes permitted to be engaged in by the district, including construction agreements, purchase or acquisition agreements, partnership agreements, including limited partnership agreements, joint ventures, participation agreements or agreements with leasing corporations or other financial intermediaries.

Sec. 2. P&SL 1973, c. 76, §2, 2nd ¶, 2nd sentence, as amended by P&SL 1975, c. 47, §2, is repealed and the following enacted in its place:

They shall be responsible for providing, in whole or in part, physical facilities for a hospital system and, where necessary or desirable, physical facilities for affiliated organizations within the district, equipped and staffed to meet needed health care services for the inhabitants of the district.