

# 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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**PRIVATE AND  
SPECIAL LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
SECOND REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

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municipal election after the effective date of this Act, and warrants shall be issued for that election in the manner now provided by law for the holding of municipal elections, notifying and warning the qualified voters of the town and township to vote on the approval or rejection of this Act.

The town clerk of Greenville shall prepare the required ballots, on which the town clerk shall reduce the subject matter of this Act to the following question:

"Shall the Town of Greenville annex a portion of Cove Point Township in Piscataquis County?"

The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. The votes of legal voters of the Town of Greenville and legal voters in Cove Point Township shall be counted, tallied and recorded separately.

This Act shall take effect for both the town and the township upon its acceptance by separate majorities of the legal voters of each entity voting at this election, provided that the total number of votes cast for and against the acceptance of this Act at the election by legal voters of each entity equals or exceeds 50% of the total votes cast for all candidates for Governor in the same entity at the last gubernatorial election.

If the number of votes cast is less than 50%, the question may be posed to the voters at a subsequent regular or special election within one year. If the number of votes cast is 50% or more and the referendum fails, it may not be submitted again to the voters under the provisions of this Act. If there are no legal voters in Cove Point Township at the time of the next regular municipal election or a subsequent regular or special election, if required, the Act shall be considered approved upon its acceptance by a majority of the legal voters of the town, if sufficient votes have been cast.

The result of the votes shall be declared by the municipal officers of the town and due certificates thereof shall be filed by the town clerk with the Secretary of State within 10 days of the date of the vote.

Effective pending referendum.

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## CHAPTER 118

S.P. 802 — L.D. 2103

### AN ACT to Require an Interdepartmental Study of and Plan for the Use of 3rd-Party Funds for Children in Need of Treatment.

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

**Sec. 1. Study; plan.** The Commissioner of Human Services, the Commissioner of Mental Health and Men-

tal Retardation and the Commissioner of Educational and Cultural Services, or their designees, shall study the current and potential use of 3rd-party funds by the State for the provision of services to handicapped children and shall develop a Medicaid plan which coordinates and maximizes the utilization of state and federal funds for the provision of services to these handicapped children.

**Sec. 2. Report.** The commissioners shall report no later than December 9, 1988, to the joint standing committee of the Legislature having jurisdiction over human resources on the study required by this Act. The report shall include a statement of the following:

1. How the State can make greater use of 3rd-party funds for existing services for children in need of treatment, and what the State is doing to implement this use;
2. How the State could make use of 3rd-party funds to provide new services for children in need of treatment paying particular attention to provision of Medicaid reimbursement for child care and treatment services to children in foster homes who would otherwise require institutional or other out-of-home treatment and care;
3. What legislation, if any, is needed to implement the plan required in section 1; and
4. What appropriations, if any, are necessary to permit the State to implement the plan required in section 1, and whether such appropriation will be requested by the Governor.

Effective August 4, 1988.

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## CHAPTER 119

H.P. 1872 — L.D. 2564

### AN ACT Making Allocations for the Expenditure of Funds Received by the State as a Result of Federal Court Orders in the Stripper Well Overcharge Case and the Diamond Shamrock Case.

**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 will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of certain state departments will become due and payable immediately; 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,