

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 REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

Whereas, the cost of health insurance has significant impact on employers and the economy of the State; and

Whereas, presently, the Legislature does not have the information required to study possible solutions to the escalating costs of insurance premiums to Maine businesses and consumers and losses to health insurers; and

Whereas, in order for this study to be completed by December 15, 1988, work must begin as soon as possible after the adjournment of the Second Regular Session of the 113th Legislature; 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.

	<u>1987-88</u>	<u>1988-89</u>
LEGISLATURE		
Study Commission — Funding		
Personal Services	\$1,485	\$3,410
All Other	4,455	5,100
Total	<u>\$5,940</u>	<u>\$8,510</u>

Provides for the per diem, travel and related expenses of a 9-member subcommittee to conduct a study of the necessity and feasibility of establishing a health information recording system, authorized by the Legislative Council. Also provides funds for a limited-period contractual consultant.

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

Effective May 2, 1988.

CHAPTER 139

H.P. 1510 — L.D. 2060

AN ACT to Create a Commission to Examine Rent Increases and Other Issues Concerning Mobile Homes.

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

Whereas, a rapid increase in land and housing costs have made mobile home parks an important housing option for many Maine citizens; and

Whereas, the shortage of mobile home park spaces has led to several recent increases in rent; 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. Commission created; duties. There is established the Commission on Manufactured Housing to examine issues affecting manufactured housing, including mobile home parks and mobile home owners. Among the issues to be examined are: Unreasonable rent increases; the eviction process for removing tenants of mobile home parks; unreasonable rules; unreasonable fees or charges; conduct of real estate agents in the sale of mobile homes; tenants' rights of first refusal when the park is for sale; protection of tenants' organizations; prohibiting the importation of pre-1976 mobile homes into the State or municipalities; the safety of mobile homes; the role manufactured housing plays in providing affordable housing; zoning for mobile homes and mobile home parks, especially as it relates to older mobile homes; municipal regulation of mobile home parks; and any other issues which affect the health, safety and continued viability of mobile home owners, mobile home parks and manufactured housing in general. The commission shall consult with the Maine State Housing Authority and the Manufactured Housing Board which shall provide information and assistance.

Sec. 2. Commission membership. The commission shall consist of 13 members to be appointed as follows: Two members of the Joint Standing Committee on Legal Affairs, one to be appointed by the Speaker of the House and one to be appointed by the President of the Senate; 2 members of the Joint Standing Committee on Business Legislation, one to be appointed by the Speaker of the House and one to be appointed by the President of the Senate; 2 members of the Joint Standing Committee on State and Local Government, one to be appointed by the Speaker of the House and one to be appointed by the President of the Senate; 2 representatives of mobile home park owners and operators, one to be appointed by the Speaker of the House and one to be appointed by the President of the Senate; 2 representatives of mobile home owners, one to be appointed by the Speaker of the House and one to be appointed by the President of the Senate; one representative of manufacturers and retail dealers from the Manufactured Housing Association of Maine, to be appointed by that organization; one representative of the Maine Building Officials and Inspectors Association to be appointed by that organization; and one representative of the Maine Municipal Association to be appointed by that organization. The appointing authorities shall make the required appointments by September 1, 1988 and shall notify the Executive Director of the Legislative Council when the appointments have been made.

Sec. 3. Commission compensation. The commission members shall be compensated for expenses only.

Sec. 4. Commission schedule; meetings; staff. The Executive Director of the Legislative Council shall convene the first meeting of the commission within 30 days of the effective date. The commission shall elect a chairman from the membership at the first meeting. The commission shall hold up to 10 meetings as necessary to carry out its responsibilities. The Legislative Council and the Department of the Attorney General shall provide staff and assistance to the commission.

Sec. 5. Report; reporting date. The commission shall submit an interim report summarizing its findings and recommendations, including any suggested legislation to the 113th Legislature by December 1, 1988, and a final report to the Second Regular Session of the 114th Legislature in a written report submitted by December 1, 1989.

Sec. 6. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	<u>1988-89</u>
<u>LEGISLATURE</u>	
Commission on Manufactured Housing	
All Other	\$8,800
Provides funds for the travel and related expenses of the Commission on Manufactured Housing.	

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

Effective May 2, 1988.

CHAPTER 140

H.P. 1884 — L.D. 2576

AN ACT to Authorize a General Fund Bond Issue in the Amount of \$36,800,000 to Finance Construction and Capital Improvements on the Campuses of the University of Maine System.

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 of Maine to provide funds to support a construction and capital improvements program at the University of Maine System.

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

Sec. 1. Authorization of bonds to provide for a capital improvements and construction program. The

Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$36,800,000 for the purpose of raising funds to finance a multi-year program of construction and capital improvements at the campuses of the University of Maine System as authorized by section 6. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 15 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

Sec. 2. Records of bonds issued to be kept by the State Auditor and Treasurer of State. The State Auditor shall keep an account of the bonds, showing the number and amount of each, the date when payable and the date of delivery of the bonds to the Treasurer of State who shall keep an account of each bond showing the number of the bond, the name of the successful bidder to whom sold, the amount received for the same, the date of sale and the date when payable.

Sec. 3. Sale; how negotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the projects in section 6 shall lapse to the debt service account established for the retirement of these bonds.

Sec. 4. Interest and debt retirement. Interest due or accruing upon any bonds issued under this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

Sec. 5. Disbursement of bond proceeds. The proceeds of the bonds set out in section 6 shall be expended under the direction and supervision of the Trustees of the University of Maine System.

Sec. 6. Allocations from General Fund bond issue; projects at the University of Maine System. The proceeds of the sale of bonds shall be expended as follows.

University of Maine System	\$36,800,000
Construction and capital improvement projects	

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 shall not become effective unless and until the people of the State have ratified the issuance of bonds as set forth in this Act.

Sec. 8. Appropriation balances at year end. At the end of each fiscal year, all unencumbered appropriation