

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

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

AS PASSED BY THE  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
**FIRST REGULAR SESSION**

December 7, 1988 to July 1, 1989

Chapters 1 - 502

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
SEPTEMBER 30, 1989

PUBLISHED BY THE REVISOR OF STATUTES  
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

---

J.S. McCarthy Company  
Augusta, Maine  
1989

---

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

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND FOURTEENTH LEGISLATURE**

**1989**

---

**CHAPTER 1**

**S.P. 18 - L.D. 2**

**AN ACT to Continue the Blue Ribbon Commission to Study the Regulation of Health Care Expenditures**

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

**Whereas,** it is necessary to continue the life of the Commission to Study the Regulation of Health Care Expenditures beyond its reporting deadline of January 15, 1989; 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.** PL 1987, c. 440, §8, is amended by adding at the end a new sentence to read:

The commission shall continue to exist through the end of the First Regular Session of the 114th Legislature in order to meet with the Legislature to discuss issues relating to the recommendations made in its report.

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

LEGISLATURE 1988-89

**Commission to Study the Regulation of Health Care Expenditures**

Personal Services	\$ 8,365
All Other	1,635

Total	<u>\$10,000</u>
-------	-----------------

Provides funds to allow the commission to contract with outside consultants, specialists or other individuals as required and pay the expenses of the commission. 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 December 16, 1988.

**CHAPTER 2**

**H.P. 4 - L.D. 3**

**AN ACT to Clarify Eligibility for the STAR Program**

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

**Whereas,** railroad and railway workers are eligible for the STAR program and are in need of its services, but Department of Labor rules make them ineligible; and

**Whereas,** there is an immediate need to overturn rules of the department that are contrary to legislative intent; 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:**

**26 MRSA §2015-A, sub-§2,** as enacted by PL 1987, c. 775, §3, is amended to read:

**2. Program goals.** The purpose of this section is to establish an employment training program to provide unemployed or displaced workers with skills training and support which lead to jobs in stable and expanding industries, as well as support services so that individuals are able to take advantage of educational and training opportunities. A further purpose of the STAR program is to provide employers with trained workers by ensuring that the training provided is consistent with the needs of employers. Unemployed or displaced railroad and railway workers who are residents of the State shall be eligible to participate in the program if they otherwise meet program eligibility requirements.

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

Effective December 16, 1988.

**CHAPTER 3**

**H.P. 13 - L.D. 5**

**AN ACT Regarding the Lease-Purchase of Computer Equipment**

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

**Whereas,** Public Law 1987, chapter 68, section 10, became effective on April 17, 1987 and set the lease-purchase

price for data and word processing computer equipment at \$250,000; and

**Whereas**, this amount is inadequate to finance the necessary equipment; 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:**

PL 1987, c. 68, §10 is amended to read:

**Sec. 10. Lease-purchase of computer equipment.** The Legislature is hereby authorized to enter into purchase or lease with option to purchase or lease purchasing financing agreements for data and word processing equipment with an outright purchase price of not more than \$250,000 \$500,000. The Legislature shall finance the cost of this project with "All Other" funds within their regular budget.

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

Effective January 13, 1989.

## CHAPTER 4

H.P. 18 - L.D. 13

### An Act Concerning Legislative Review of Nominations for Chief Executive Officer of the Finance Authority of Maine and for the Natural Resource Financing and Marketing Board

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

**Whereas**, there is a vacancy in the office of the chief executive officer of the Finance Authority of Maine, and the statutory term of the acting chief executive officer will end prior to the expiration of the 90-day period; 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. 10 MRSA §972, first ¶**, as amended by PL 1985, c. 344, §21, is further amended to read:

The chief executive officer shall be the chief administrative officer of the authority and shall be appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over State Government housing and economic development and to confirmation by the Legislature. At least 10 days before the Governor seeks review by the joint standing committee, ~~he~~ the Governor shall consult with the members of the authority regarding his the proposed appointee.

**Sec. 2. 10 MRSA §985, sub-§1**, as amended by PL 1987, c. 402, Pt. A, §89, is further amended to read:

**1. Membership of the board.** The Natural Resource Financing and Marketing Board of the authority shall consist of 7 voting members, including the Commissioner of Conservation, the Commissioner of Marine Resources and the Commissioner of Agriculture, Food and Rural Resources, or their designees, and 4 public members appointed by the Governor, subject to the approval of the joint standing committee of the Legislature having jurisdiction over State Government housing and economic development and to confirmation by the Senate. The 4 public members shall be knowledgeable in the field of natural resource enterprises or financing. Designees of the commissioners shall be limited to those persons holding major policy-influencing positions, as defined by Title 5, chapter 71. Two of the public members shall be designated by the Governor as members of the authority. The Treasurer of State shall be an ex officio, nonvoting member of the board.

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

Effective January 24, 1989.

## CHAPTER 5

H.P. 30 - L.D. 30

### An Act to Amend the Medical Practice Laws

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

**Whereas**, certain provisions in the medical practice laws have created barriers to the recruitment of well-qualified physicians; and

**Whereas**, an acute shortage of some specialists exists in some parts of the State; 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:**