

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST SPECIAL SESSION

August 21, 1989 to August 22, 1989

and

SECOND REGULAR SESSION

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
July 14, 1990

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
1990

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

of the
ONE HUNDRED AND FOURTEENTH LEGISLATURE

January 3, 1990 to April 14, 1990

CHAPTER 711

H.P. 1001 - L.D. 1390

An Act to Ensure that Child Support Payments Benefit the Family**Be it enacted by the People of the State of Maine as follows:****Sec. 1. 19 MRSA §498, sub-§3**, as amended by PL 1985, c. 652, §26, is further amended to read:

3. Action upon failure to appear. If the responsible parent fails to appear at the hearing on the date specified by the notice of debt, the hearing officer shall enter a decision pursuant to subsection 4, paragraph B. Within ~~30 days~~ one year of service of the decision, the responsible parent may petition the department to vacate the decision if the responsible parent ~~can show any grounds which would permit relief from judgment in a civil action~~ shows good cause.

Sec. 2. 19 MRSA §498-A, sub-§3, as repealed and replaced by PL 1989, c. 337, §4, is amended to read:

3. Action upon failure to appear. If the responsible parent fails to appear at the hearing on the date specified by the notice of debt, the hearing officer shall enter a decision pursuant to subsection 4, paragraph B. Within ~~30 days~~ one year of service of the decision, the responsible parent may petition the department to vacate the decision if the responsible parent ~~can show any grounds which permit relief from judgment in a civil action~~ shows good cause.

See title page for effective date.

CHAPTER 712

H.P. 1367 - L.D. 1884

An Act to Improve Maine Occupational Safety and Health Provisions**Be it enacted by the People of the State of Maine as follows:****26 MRSA §565**, as amended by PL 1977, c. 694, §461, is further amended to read:**§565. Powers and duties of board**

The board shall formulate and adopt reasonable rules ~~and regulations~~, pursuant to Title 5, ~~section 8051 et seq. chapter 375, subchapter II~~, for safe and healthful working conditions, including rules requiring the use of personal protective equipment, monitoring and record keeping. The rules ~~and regulations~~ so formulated shall at a minimum conform ~~as far as practicable~~ to nationally recognized federal standards of occupational safety and

health, so that the state program can be federally approved as a public employee only occupational safety and health program. ~~Such These rules and regulations shall not become effective sooner than 90 days after the date of their adoption and promulgation.~~

See title page for effective date.

CHAPTER 713

H.P. 1620 - L.D. 2242

An Act to Implement Changes for the Deferred Collection of Homestead Property Taxes

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

Whereas, delay in the implementation of changes to the laws pertaining to the deferred collection of homestead taxes may result in unnecessary burdens on taxpayers and local property tax administrators; 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. 36 MRSA §6250, sub-§1**, as enacted by PL 1989, c. 534, Pt. C, §1, is repealed.**Sec. 2. 36 MRSA §6251, sub-§1**, as enacted by PL 1989, c. 534, Pt. C, §1, is amended to read:

1. Filing claim. Subject to section 6252, an individual, or 2 or more individuals jointly, may elect to defer the property taxes on their homestead by filing a claim for deferral with the municipal assessor after January 1st and on or before April 1st of the first year in which deferral is claimed if:

A. The individual or, in the case of 2 or more individuals filing a claim jointly, each individual is 65 years of age or older on April 1st of the year in which the claim is filed; and

B. The individual has or, in the case of 2 or more individuals filing a claim jointly, all of the individuals together have, household income, as defined in section 6201, subsection 7, of less than \$32,000 for the calendar year immediately preceding the calendar year in which the claim is filed.

The municipal assessor shall forward each claim filed under this subsection to the bureau within ~~45~~ 30 days of receipt, which shall determine if the property is eligible for deferral.