

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 908

H.P. 1505 - L.D. 2085

An Act Concerning Growth Management

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

Whereas, public notice requirements for comprehensive planning under the growth management laws should be consistent with other public notice requirements for municipalities; and

Whereas, municipalities in designated job opportunity zones are suffering from major declines in manufacturing and industrial employment, a lower than average per capita income and severe economic distress; and

Whereas, undertaking comprehensive planning, in conjunction with the administrative support that funding under the job opportunity zones program provides, may foster regional coordination programs encouraged by the growth management laws; 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. 30-A MRSA §4324, sub-§4, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

4. Meetings to be public. The local planning committee shall conduct all of its meetings in open, public session ~~with prior notice posted in one or more conspicuous places designed to provide public notice.~~ Prior public notice must be given for all meetings of the local planning committee pursuant to Title 1, section 406. Prior to April 1, 1990, if the local planning committee provided notice in compliance with Title 1, section 406, that notice was sufficient for all legal purposes.

Sec. 2. 30-A MRSA §4344, sub-§1, ¶¶A and B, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, are amended to read:

A. Scheduled comprehensive plan development under section 4343, subsection 1; ~~and~~

B. Population growth rates, seasonal population estimates, commercial and industrial development rates, the existence and quality of a comprehensive plan and other relevant factors; ~~and~~

Sec. 3 30-A MRSA §4344, sub-§1, ¶C is enacted to read:

C. Designation as a job opportunity zone as defined in Title 5, chapter 403.

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

Effective April 24, 1990.

CHAPTER 909

H.P. 1358 - L.D. 1875

An Act to Repeal Hospital Assessments Used to Fund State Programs

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

36 MRSA §2801, as amended by PL 1989, c. 501, Pt. P, §31, is further amended by adding at the end a new paragraph to read:

This section is repealed June 30, 1992.

See title page for effective date.

CHAPTER 910

S.P. 770 - L.D. 1995

An Act to Clarify the Laws Relating to Audit Reports, Audit Adjustments and Withholding State Subsidy

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

Sec. 1. 20-A MRSA §6801-A, sub-§2, as amended by PL 1989, c. 414, §19, is further amended to read:

2. Authority to withhold state subsidy until reports are received. Notwithstanding any other provision of law, if a school administrative unit has failed to file the reports required by ~~sections 6004, 6151 and 8606-A~~ this Title in the format and within the time periods specified, the commissioner may withhold state subsidy payments until these reports are received.

Sec. 2. 20-A MRSA §15612, sub-§7, as enacted by PL 1983, c. 859, Pt. G, §§2 and 4, is amended to read:

7. Audit adjustments. The following provisions apply to audit adjustments.

A. If errors are revealed by audit and by the commissioner, the school administrative unit's ~~foundation allocation~~ state subsidy shall be adjusted to include corrections.