

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
OCTOBER 9, 1991

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

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J.S. McCarthy Company  
Augusta, Maine  
1991

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

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

**of the**  
**ONE HUNDRED AND FIFTEENTH LEGISLATURE**

**1991**

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**CHAPTER 1**

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

**An Act to Give the Legislative Council Express Authority to Set Fees for Legislative Publications**

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

**Whereas,** the authority of the Legislative Council to print, distribute and sell various legislative materials and publications is not explicitly defined in the law, but rather is implicit in the Legislative Council's administrative powers; and

**Whereas,** it is desirable to eliminate any doubt as to the Legislative Council's authority to order the production and distribution of legislative materials and publications and, when appropriate, to fix a sales price for them; and

**Whereas,** the production, distribution and sale of materials related to the 115th Legislature need to take place 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,

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

**3 MRSA §162, sub-§8-A** is enacted to read:

**8-A. Sale of publications.** If the Legislative Council determines it advisable for the effective dissemination of statutory information or other information of general interest to the public, to fix the price, sell and deliver publications and materials produced by legislative agencies;

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

Effective December 14, 1990.

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**CHAPTER 2**

**S.P. 18 - L.D. 7**

**An Act to Change the Effective Date and to Correct Errors and Inconsistencies in the Real Estate Appraisal Laws**

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

**Whereas,** billions of dollars in loans that are secured by real estate are advanced every year to Maine consumers; and

**Whereas,** Title XI of the federal Financial Institutions Reform, Recovery and Enforcement Act of 1989, Public Law 101-73, requires that, after July 1, 1991, all real estate appraisals in connection with federally related transactions must be performed by appraisers certified or licensed by the State; and

**Whereas,** the State must establish a process for licensing real estate appraisers in order to assure that uniform, competent guidelines are established for the rendering of real estate appraisals and to fulfill the federal mandate; and

**Whereas,** the State is unable to implement the licensing system by the January 1, 1991 deadline in current state law; 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. 32 MRSA §13962, sub-§2,** as enacted by PL 1989, c. 806, §3, is amended to read:

**2. Appraisal foundation.** "Appraisal foundation" means the appraisal foundation incorporated as an Illinois nonprofit corporation on November 30, 1987 and recognized under the federal Financial Institutions Reform, Recovery, and Enforcement Act of 1989 as the organization that establishes the uniform standards of professional appraisal practice Uniform Standards of Professional Appraisal Practice.

**Sec. 2. 32 MRSA §13962, sub-§15,** as enacted by PL 1989, c. 806, §3, is amended to read:

**15. Uniform Standards of Professional Appraisal Practice.** "Uniform standards of professional appraisal practice Standards of Professional Appraisal Practice" means those standards promulgated by the appraisal foundation.

**Sec. 3. 32 MRSA §13970, sub-§3,** as enacted by PL 1989, c. 806, §3, is amended to read:

**3. Evidence of study.** Any licensee who is initially licensed under this section must, in addition to the continuing education requirement for a first renewal, submit evidence of satisfactory completion of a minimum of 50 classroom hours in courses of study approved by the board that relate to real estate appraisal. The required 50 classroom hours must include no fewer than 35 classroom hours of study relating to