

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

FIRST SPECIAL SESSION

July 11, 1991 to July 18, 1991

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

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.

J.S. McCarthy Company
Augusta, Maine
1991

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST SPECIAL SESSION

of the

ONE HUNDRED AND FIFTEENTH LEGISLATURE

JULY 11, 1991 to JULY 18, 1991

any bonds or any instrument as security therefor, except as is provided in this chapter or in the code, if applicable.

§11457. Act liberally construed

This chapter being necessary for the welfare of the State and its inhabitants must be liberally construed so as to effect its purposes.

Sec. 7. 20-A MRSA c. 430, as amended, is repealed.

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

Effective July 30, 1991.

CHAPTER 604

S.P. 134 - L.D. 272

An Act to Revise the Small Claims Laws

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

Whereas, limiting the number of small claims filed in a single time period seriously hampers access to the courts; and

Whereas, small claims actions require vast amounts of time from the already overburdened District Court clerks; and

Whereas, it is in the public interest to guarantee access to the Maine courts while providing the resources necessary to ensure that the access is meaningful as soon as possible; 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. 14 MRSA §7484-A, sub-§1, as enacted by PL 1991, c. 9, Pt. E, §12, is amended to read:

1. Rules by Supreme Judicial Court. The procedures with respect to the commencement of the action, the fee, the notice to the parties, the settlement or hearing, the judgment, appeal and ~~post-judgment~~ postjudgment proceedings must be set forth in rules of procedure adopted by the Supreme Judicial Court. Rules

adopted under this section may not restrict the number of claims that may be filed in any given period.

Sec. 2. 14 MRSA §7484-A, sub-§2, as enacted by PL 1991, c. 9, Pt. E, §12, is repealed.

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

Effective July 30, 1991.

CHAPTER 605

S.P. 331 - L.D. 887

An Act to Strengthen Municipal Borrowing Alternatives

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

Sec. 1. 30-A MRSA §5902, sub-§1, ¶A, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

A. To foster and promote by all reasonable means the provision of adequate capital markets and facilities for borrowing money by counties, municipalities, School Administrative Districts, community school districts, quasi-municipal corporations and other governmental units and ~~for the financing of~~ to finance their respective public improvements and other municipal purposes within the State from proceeds of bonds ~~or~~, notes, any other form of debt or leases issued by those governmental units;

Sec. 2. 30-A MRSA §5903, sub-§6-C is enacted to read:

6-C. Municipal bond insurance fund. "Municipal bond insurance fund" means any fund or funds established by the bank to provide reserves to insure payment of any state or municipal issuance of debt, pursuant to a bond insurance program established by the bank.

Sec. 3. 30-A MRSA §5953, sub-§1, ¶¶B and C, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, are further amended to read:

B. Authorize and issue its bonds and notes payable solely from the revenues or funds available to the bank for that purpose; ~~and~~

C. Otherwise assist governmental units as provided in this chapter; ~~and~~

Sec. 4. 30-A MRSA §5953, sub-§1, ¶D is enacted to read: