

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

THIRD SPECIAL SESSION

October 1, 1992 to October 6, 1992

FOURTH SPECIAL SESSION

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 13, 1993

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
1993

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND SIXTEENTH LEGISLATURE

1993

than 5% of the value of the construction must be adjudged.

See title page for effective date.

CHAPTER 330

H.P. 815 - L.D. 1101

An Act to Encourage Participation in Primary Elections

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

Sec. 1. 21-A MRSA §144, sub-§§2 and 3, as enacted by PL 1985, c. 161, §6, are amended to read:

2. Party designation removed from voting list. On receipt of the application, the registrar shall remove the party designation beside the name of the applicant on the voting list. The registrar shall make a notation on the voting list that the applicant is ineligible to vote at a caucus or primary election; ~~or for 15 days and that the applicant is ineligible to file a petition as a candidate for nomination by primary election; for 3 months. Three months~~ Fifteen days after ~~he receives~~ receiving the application, the registrar shall enroll the applicant in the party requested.

This subsection does not apply in the case of a voter who changes his enrollment under subsection 4.

3. Restrictions during change of enrollment. ~~A~~ Except as provided in subsection 4, a voter may not vote at a caucus, convention or primary election; or for 15 days after filing an application to change enrollment. A voter may not file a petition as a candidate for nomination by primary election within 3 months after filing an application to change his enrollment, except as provided in subsection 4.

See title page for effective date.

CHAPTER 331

H.P. 341 - L.D. 444

An Act Regarding Community Health Centers

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

Sec. 1. 22 MRSA §2142, sub-§3, as amended by PL 1989, c. 119, §1, is further amended to read:

3. Home health care provider. "Home health care provider" means any business entity or subdivision

thereof, whether public or private, proprietary or not for profit, ~~which that~~ is engaged in providing acute, restorative, rehabilitative, maintenance, preventive or health promotion services through professional nursing or another therapeutic service, such as physical therapy, home health aides, nurse assistants, medical social work, nutritionist services or personal care services, either directly or through contractual agreement, in a client's place of residence. This term does not apply to any sole practitioner providing private duty nursing services or other restorative, rehabilitative, maintenance, preventive or health promotion services in a client's place of residence or to municipal entities providing health promotion services in a client's place of residence. This term does not apply to a federally qualified health center or a rural health clinic as defined in 42 United States Code, Section 1395x, subsection (aa) (1993) that is delivering case management services or health education in a client's place of residence. Beginning October 1, 1991, "home health care provider" includes any business entity or subdivision thereof, whether public or private, proprietary or non-profit, ~~which that~~ is engaged in providing speech pathology services.

See title page for effective date.

CHAPTER 332

H.P. 1023 - L.D. 1375

An Act Concerning Duplicate Fees Required by the Department of Environmental Protection

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

Sec. 1. 38 MRSA §353, sub-§4-A is enacted to read:

4-A. Hydropower projects; refiling for certification. Notwithstanding any other provision of this section, a person refiling an application for state certification of a hydropower project under Section 401 of the Federal Water Pollution Control Act is not required to pay a license or processing fee at the time the same application is refiled if, in order to avoid a waiver of the State's certification authority:

A. The applicant withdrew the application at the written request of the commissioner; or

B. The commissioner denied the application.

See title page for effective date.