

# 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.

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J.S. McCarthy Company  
Augusta, Maine  
1993

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**PRIVATE AND SPECIAL LAWS**

**OF THE**

**STATE OF MAINE**

**AS PASSED AT THE**

**FIRST REGULAR SESSION**

**of the**

**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**1993**

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Highway and bridge improvements	\$30,000,000
Total Highway Fund	\$30,000,000
General Fund Bond Issues	
Airport improvements	\$2,500,000
Cargo port improvements	2,000,000
Ferry service improvements (Penobscot Bay and Casco Bay)	5,000,000
Total General Fund	\$9,500,000
Total Highway Fund and General Fund Bonds	\$39,500,000

**Sec. 7. Allocation of Highway Fund bond issue.** For fiscal year 1993-94 and fiscal year 1994-95, receipt of the Highway Fund from the proceeds of the sale of bonds must be segregated, apportioned and expended as designated in the following schedule.

	1993-94	1994-95
Highway and Bridge Improvements	\$20,000,000	\$10,000,000

**Sec. 8. Contingent upon ratification of bond issue.** Sections 1 to 6 do not become effective unless the people of the State have ratified the issuance of bonds as set forth in this Act.

**Sec. 9. Appropriation balances at year end.** At the end of each fiscal year, all unencumbered appropriation balances representing state money carry forward. Bond proceeds that have not been expended within 10 years after the date of the sale of the bonds lapse to General Fund debt service.

**Sec. 10. Bonds authorized but not issued.** Any bonds authorized but not issued, or for which bond anticipation notes are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except that the Legislature may, within 2 years after the expiration of that 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.

**Sec. 11. Referendum for ratification; submission at statewide election; form of question; effective date.** This Act must be submitted to the legal voters of the State of Maine at a statewide election held on the Tuesday following the first Monday of November following passage of this Act. The municipal officers of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner pre-

scribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$39,500,000 bond issue for improvements to highways, state and local bridges, airports, cargo ports and the ferry service, which make the State eligible for up to \$125,500,000 in matching federal funds?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots must be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if a majority of the legal votes are cast in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purpose of this referendum.

Effective pending referendum.

## CHAPTER 53

S.P. 535 - L.D. 1561

### An Act to Collect Baseline Data to Facilitate Health Care Reform

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

**Sec. 1. Baseline data collection.** The Joint Standing Committee on Banking and Insurance, referred to in this Act as the committee, shall conduct a study to collect baseline data on health care.

**Sec. 2. Duties.** The committee shall hold meetings, ask questions and receive data on health care from a broad range of interested parties invited to present information to the committee. The committee shall seek answers, including the direct and indirect costs and cost trends, to the following questions about health care and any other information that the committee considers important to the charge of the committee.

1. What services are being provided by hospitals and at what cost? How could service be provided in the future and at what cost and what savings? How are hospitals financed?

2. What services are being provided by health care providers, including but not limited to physicians, chiropractors, mental health and allied health professionals, other health professionals and health clinics and centers and at what cost? What services could be provided in the future and at what cost?

3. What services are being provided by present programs on the state and federal levels and at what cost? What services could be provided in the future and at what cost?

4. What is the cost of health care services now? What will they cost in the future? Who pays what amounts, directly and indirectly?

5. What does medical malpractice cost? What could it cost in the future? Are there recent changes in costs and practices?

6. What is the data on health care access, geographic and demographic? What could the situation be in the future?

7. What is the health care situation of uninsured persons? What are the costs of service to uninsured persons and are savings possible? What are the unmet health care needs of the people of the State? What are the costs of meeting unmet needs and are savings possible?

8. What are the costs of prescription drugs and what could the costs be in the future? Are changes possible in the provision of and payment for prescription drugs?

9. What are the costs of long-term care and what could the costs be in the future? Are changes possible in the provision of and payment for long-term care?

10. What are the costs of home health care and what could the cost be in the future? Are changes possible in the provision of and payment for home health care?

11. What are the status, present role and future of preventive care? What is the impact on health care, access and cost of preventive care?

12. What is the status, present role and future of cost control methods, including but not limited to volume and intensity controls, primary care case management, centralized and uniform billing, claims processing and utilization review? What is the impact of these factors on health care, access and cost?

13. What are the present role and future of health care treatment patterns? What is the impact of these patterns on health care, access and cost?

14. What are the costs of workers' compensation medical services and what could the costs be in the fu-

ture? What is their impact on health care, access and costs? What could be the financial impact of combining the workers' compensation medical system with the health care system? Could there be an effect on workers' compensation litigation from providing health care regardless of cause?

15. What are the costs of auto insurance medical services and what could the costs be in the future? What is the impact on health care, access and cost? What could be the financial impact of combining the auto insurance medical system with the medical system?

16. What are the costs of other insurance medical services and what could the costs be in the future? What is their impact on health care, access and costs? What could be the financial impact of combining the other insurance medical system with the health care system?

**Sec. 3. Meetings.** The committee shall hold its first meeting on or before October 10, 1993 in Augusta and shall hold meetings in Augusta until December 15, 1993. All meetings must be public meetings and include setting the agenda for the next meeting and identifying the parties to be invited to provide data to the committee.

**Sec. 4. Powers.** The committee may receive grants and hire consultants. The committee shall request staffing assistance from the Legislative Council. Consultation, information and assistance must be provided as required by the Maine Health Care Finance Commission, the Bureau of Insurance, the Department of Administrative and Financial Services, the Department of Human Services, the Department of Mental Health and Mental Retardation and the Workers' Compensation Board.

**Sec. 5. Reimbursement.** The members of the committee are entitled to reimbursement for their expenses for the days of attendance at meetings upon request from the Executive Director of the Legislative Council, who shall administer the budget of the committee.

**Sec. 6. Funding.** The Legislative Council may seek funding for the committee from outside sources and foundations. The Legislative Council may authorize the committee to develop funding proposals. Acceptance of outside funds obtained by the committee requires the review and approval of the Legislative Council.

**Sec. 7. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1993-94

## LEGISLATURE

### Legislature

Personal Services	\$ 5,720
All Other	6,200
<b>TOTAL</b>	<b>\$11,920</b>

Provides funds to the Legislature to collect baseline data to facilitate health care reform for the per diem and expenses of members and for miscellaneous expenses.

See title page for effective date.

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**CHAPTER 54**

**H.P. 779 - L.D. 1052**

**An Act to Establish a Mechanism for Ensuring Adequate Preservation and Maintenance of the State House**

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

**Whereas,** certain funds must be expended for major repairs and renovations to the State House prior to the expiration of the 90-day period; 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. Funds transferred.** Notwithstanding Public Law 1993, chapter 410, Pt. AA, or any other provision of law, the transfer of funds authorized in that Part must be made to the Reserve Fund for State House Preservation and Maintenance. These funds must be allotted by financial order and may be expended only for major repairs or renovations to the State House after review and recommendation by the State House and Capitol Park Commission and by a majority vote of the Legislative Council. The funds may not lapse but must be carried forward.

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

Effective July 13, 1993.

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**CHAPTER 55**

**H.P. 972 - L.D. 1303**

**An Act to Provide Property Tax Adjustments Necessary for the Town of Portage Lake, also Known as Portage**

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

**Sec. 1. Correct 1993 valuation.** Notwithstanding any other provision in the Maine Revised Statutes, Title 36, the 1993 valuation for the Town of Portage Lake, also known as Portage, for the purposes of calculating county taxes, school appropriations and any other decision regarding allocation of funds or assessment of taxes must be based on a valuation that values the property of Georgia Pacific in Portage Lake, also known as Portage, at \$2,119,869.

**Sec. 2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

**1993-94**

**ADMINISTRATION, DEPARTMENT OF**

**State Mandates - Revaluations**

All Other	\$5,400
Provides funds to reimburse Aroostook County for 90% of the costs to reimburse the Town of Portage Lake, also known as Portage, for overassessment of county taxes based on the new state valuation.	

**DEPARTMENT OF ADMINISTRATION**

**TOTAL** \$5,400

**EDUCATION, DEPARTMENT OF**

**General Purpose Aid for Local Schools**

All Other	\$40,406
Provides for the appropriation of funds for additional school funding needs of the Town of Portage Lake, also known as Portage, due to the reduction of state valuation.	

**DEPARTMENT OF EDUCATION**

**TOTAL** \$40,406

**TOTAL APPROPRIATIONS** **\$45,806**

See title page for effective date.

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