

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 1994 to June 30, 1995**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 29, 1995**

**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**  
**1995**

~~in the proceeding. If it comes to the court's attention that the protected person wishes to contest any aspect of the temporary conservatorship or to seek any limitation of the court's or the temporary conservator's powers, the court shall appoint an attorney to represent the protected person. The cost of the appointment of the visitor, guardian ad litem or attorney must be paid from the estate of the person to be protected if the court is satisfied sufficient funds are available. The court may waive service of the expedited hearing on any person, other than the person to be protected, upon a showing of good cause.~~

(c) At the expedited hearing, the court may render a judgment authorizing the temporary conservatorship to continue ~~beyond the original 30 day period,~~ for a period not to exceed 6 months from the date of entry of the ex parte order. The temporary conservatorship terminates on the date specified in the order or, if no date is specified in the order, ~~at the end of the 6 month period~~ 6 months following the ~~expedited hearing date of entry of the ex parte order,~~ or at any prior time if the court determines the circumstances leading to the order for temporary conservatorship no longer exist or if a judgment following a hearing pursuant to section 5-407 has been held entered.

**Sec. 8. 18-A MRSA §5-408-A, sub-§(g)** is enacted to read:

(g) A petition for temporary conservatorship may be brought before any judge if the judge of the county in which venue properly lies is unavailable. If a judge other than the judge of the county in which venue properly lies acts on a petition for temporary conservatorship, that judge shall issue a written order and endorse upon it the date and time of the order. The judge shall then immediately transmit or cause to be transmitted that order to the register of the county in which venue properly lies. An order issued by a judge of a county other than the county in which venue properly lies is deemed to have been entered in the docket on the date and at the time endorsed upon it.

See title page for effective date.

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**CHAPTER 204**

**H.P. 688 - L.D. 939**

**An Act to Exclude Services Provided by Home Stitchers from the Definition of Employment for Purposes of Unemployment Compensation**

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

**Sec. 1. 26 MRSA §1043, sub-§11, ¶F,** as amended by PL 1991, c. 706, is further amended by amending subparagraphs (35) and (36) to read:

(35) Services performed by a homemaker in the knitted outerwear industry as those terms are defined, on the effective date of this subparagraph, in the 29 Code of Federal Regulations, Part 530, Section 530.1; ~~and~~

(36) Service performed by a full-time student, as defined in subsection 30, in the employ of an organized camp if the full-time student performed services in the employ of the camp for less than 13 calendar weeks in the calendar year and the camp:

(a) Did not operate for more than 7 months in the calendar year and did not operate for more than 7 months in the preceding calendar year; or

(b) Had average gross receipts for any 6 months in the preceding calendar year ~~which that~~ were not more than 33 1/3% of its average gross receipts for the other 6 months in the preceding calendar year; and

**Sec. 2. 26 MRSA §1043, sub-§11, ¶F,** as amended by PL 1991, c. 706, is further amended by enacting subparagraph (37) to read:

(37) Services performed by an individual as a home stitcher as long as that employment is not subject to federal unemployment tax.

See title page for effective date.

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**CHAPTER 205**

**H.P. 714 - L.D. 971**

**An Act to Require Special Care Program Disclosure by Entities Providing Alzheimer Care**

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

**Sec. 1. 22 MRSA c. 1678** is enacted to read: