

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

J.S. McCarthy Company
Augusta, Maine
1995

Sec. 1. State authorized to convey property by quitclaim deed. Resolved: That the State shall convey to David Yates by quitclaim deed the following property:

The parcel of land in Township 6 in Washington County known as Kole Kill Island and described in the deed recorded at the Washington County Registry of Deeds, Book 575, Page 328.

Conveyance of the property must be executed upon payment of 3 years back taxes on the property as determined by the Bureau of Taxation and must take place within 180 days of the effective date of this resolve.

See title page for effective date.

CHAPTER 7

H.P. 443 - L.D. 609

Resolve, to Extend the Reporting Date of the Commission to Study Biotechnology and Genetic Engineering

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

Whereas, the first meeting of the Commission to Study Biotechnology and Genetic Engineering was not convened until the month of October; and

Whereas, the commission was unable to meet its reporting deadline because it could not begin its work prior to the convening of the first meeting; 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

Sec. 1. Resolve 1993, c. 72, §7, amended. Resolved: That Resolve 1993, c. 72, §7 is amended to read:

Sec. 7. Report. Resolved: That the commission shall submit its report with any accompanying legislation to the First Regular Session of the 117th Legislature by ~~December 1, 1994~~ November 1, 1995; and be it further

; and be it further

Sec. 2. Retroactivity. Resolved: That this resolve applies retroactively to December 1, 1994.

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

Effective May 10, 1995.

CHAPTER 8

H.P. 350 - L.D. 470

Resolve, to Require the Special Commission to Erect a Plaque in the Hall of Flags Honoring Medal of Honor Recipients from Maine to Submit 2 Reports

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

Whereas, it is imperative that the members authorized to be appointed by Resolve 1993, chapter 1 be appointed immediately; and

Whereas, the work authorized by Resolve 1993, chapter 1 must be started and a report must be submitted by the commission by September 1, 1995; 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

Sec. 1. Resolve 1993, c. 1, §4; amended. Resolved: That Resolve 1993, c. 1, §4 be amended to read:

Sec. 4. Funding. Resolved: That the commission may seek outside sources of funding. Expenditures may not be incurred that have an impact on the General Fund; and be it further

; and be it further

Sec. 2. Resolve 1993, c. 1, §5; enacted. Resolved: That Resolve 1993, c. 1, §5 be enacted to read:

Sec. 5. Consultation; reports. Resolved: That the commission shall consult with the State House and Capital Park Commission to ensure the appropriateness of the location and design of the new plaque within the Hall of Flags. When they have agreed upon an appropriate location and design, but not later than September 1, 1995, the commission shall submit its initial report to the Executive Director

of the Legislative Council. A final report must be submitted to the Executive Director of the Legislative Council by October 30, 1995.

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

Effective May 11, 1995.

CHAPTER 9

S.P. 315 - L.D. 896

Resolve, to Revise the Reporting Date of the Home School Study Committee

Sec. 1. Resolve 1993, c. 62, §4, amended. Resolved: That Resolve 1993, c. 62, §4 is amended to read:

Sec. 4. Report completed. Resolved: That the Home School Study Committee shall submit its report, including any necessary legislation, to the ~~First~~ Second Regular Session of the 117th Legislature and the Governor no later than November 15, ~~1994~~ 1995.

; and be it further

Sec. 2. Retroactivity. Resolved: That this resolve applies retroactively to November 15, 1994.

See title page for effective date.

CHAPTER 10

H.P. 408 - L.D. 565

Resolve, Directing the Department of Human Services to Review the Regulations for the Licensure of General and Specialty Hospitals and Report to the Joint Standing Committee on Human Resources

Sec. 1. Review. Resolved: That the Department of Human Services shall review the regulations for the licensure of general and specialty hospitals with regard to completion of patient records and physical examinations upon admission of patients to the hospitals to ensure that the regulations best serve the interests of the public, the hospitals and the Department of Human Services, while ensuring that the regulations are more closely aligned with the requirements of state and federal law; and be it further

Sec. 2. Report. Resolved: That on or before January 1, 1996, the Department of Human Services shall report to the Joint Standing Committee on Human Resources on the review of regulations and rules for the licensure of general and specialty hospitals and any action taken as a result of that review.

See title page for effective date.

CHAPTER 11

S.P. 329 - L.D. 910

Resolve, Directing the Bureau of Insurance to Develop a Comparable List of Mandatory Insurance Benefits for Health Maintenance Organizations

Sec. 1. Bureau of Insurance to develop comparable list of mandatory insurance benefits for health maintenance organizations. Resolved:

That the Bureau of Insurance shall study the existing mandated benefits and the mandated benefits proposed during the First Regular Session of the 117th Legislature for health insurance plans and develop a comparable list of mandates applicable to health maintenance organizations and managed care health plans. The bureau shall report to the Joint Standing Committee on Banking and Insurance on or before January 1, 1996. The committee may then report out legislation based on the bureau's report.

See title page for effective date.

CHAPTER 12

H.P. 848 - L.D. 1179

Resolve, to Name a Mountain in the Town of Oxford

Sec. 1. Colby Mountain. Resolved: That a certain mountain with an elevation of 630 feet, located in the southern part of the Town of Oxford, just north of the town line with Mechanic Falls, east of the railroad line and on property currently owned by Raymond and Marilyn Colby, is named Colby Mountain.

See title page for effective date.