

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

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

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

**FIRST SPECIAL SESSION**  
**November 28, 1995 to December 1, 1995**

**SECOND REGULAR SESSION**  
**January 3, 1996 to April 4, 1996**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 4, 1996**

**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**

tion of the public peace, health and safety; now, therefore, be it

**Sec. 1. Naming Route 157 in Millinocket.**

**Resolved:** That the portion of Route 157 extending east from the Central Street Bridge in Millinocket to the Millinocket town line near Dolby Flowage be designated as a "POW-MIA Highway" in memory of prisoners of war and those designated as missing in action and that plaques designed and created by the Katahdin Region Detachment #831 of the Marine Corps League be erected near the terminal points to indicate this designation; and be it further

**Sec. 2. Naming portions of Route 173, Route 131, Route 235 and Route 90 between Town of Montville and Town of Port Clyde.**

**Resolved:** That the route from the Town of Montville and the Town of Port Clyde as described in this section be named "Georges River Scenic Byway." The route consists of that portion of Route 173 beginning in the Town of Montville at its junction with Route 3 and proceeding southeasterly to its junction with Route 131 in the Town of Searsmont; that portion of Route 131 beginning at its junction with Route 173 in the Town of Searsmont and proceeding southerly to its junction with Route 235 in the Town of Union; that portion of Route 235 beginning at its junction with Route 131 in the Town of Union and proceeding southerly to its intersection with the Western Road in the Town of Warren; that portion of the Western Road in the Town of Warren beginning at its intersection with Route 131 and proceeding southerly to its intersection with Route 90; that portion of Route 90 beginning at its intersection with the Western Road and proceeding easterly to its junction with Route 131; and that portion of Route 131 beginning at its junction with Route 90 and proceeding southerly to its terminus in the Town of Port Clyde. The Georges River Land Trust, in consultation with the Department of Transportation, may create plaques and erect them along the route to designate this route as the Georges River Scenic Byway.

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

Effective April 3, 1996.

---

**CHAPTER 74**

**S.P. 772 - L.D. 1889**

**Resolve, to Validate the Reform Party Petition**

**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 number of certified signatures required to be filed in order to form a new party pursuant to the provisions of the Maine Revised Statutes, Title 21-A, section 303, subsection 3, is 25,565; and

**Whereas,** on January 4, 1996, the Secretary of State acknowledged 25,050 properly certified signatures submitted by individuals intending to form the Reform Party; and

**Whereas,** the registrars in the municipalities of Bangor, Brunswick, Portland, Old Town, Saco, Westbrook and Windham have stipulated that there are at least 520 additional signatures that should have been certified on December 14, 1995; and

**Whereas,** this legislation is immediately necessary to allow the Reform Party to participate in the June 1996 primary election, and in all other electoral activities available to political parties during 1996 as long as the Reform Party complies with the applicable laws; 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. Requirements fulfilled. Resolved:**

That the Reform Party is deemed to have fulfilled the requirements of the Maine Revised Statutes, Title 21-A, section 303, subsection 3; and be it further

**Sec. 2. Extension for conducting municipal caucuses. Resolved:**

That the deadline for the Reform Party for conducting the municipal caucuses required pursuant to the Maine Revised Statutes, Title 21-A, section 303, subsection 4, is extended to April 27, 1996; and be it further

**Sec. 3. Extension for filing notice. Resolved:**

That the deadline for the Reform Party for filing a copy of the notice required pursuant to the Maine Revised Statutes, Title 21-A, section 303, subsection 4, is extended to May 10, 1996; and be it further

**Sec. 4. Extension for filing primary petition. Resolved:**

That the deadline for the Reform Party for filing a primary petition required pursuant to the Maine Revised Statutes, Title 21-A, section 335, subsection 8, is extended to April 27, 1996; and be it further

**Sec. 5. Extension for notification of Secretary of State. Resolved:** That the deadline for the Reform Party for notifying the Secretary of State of the enrollment qualifications for voters eligible to vote in the Reform Party's primary, required pursuant to the Maine Revised Statutes, Title 21-A, section 340, subsection 1, is extended to April 27, 1996; and be it further

**Sec. 6. Extension for candidate enrollment. Resolved:** That the deadline for the enrollment of a candidate for the Reform Party in the party named in the primary petition for which the candidate seeks nomination by primary election, required pursuant to the Maine Revised Statutes, Title 21-A, section 334, is extended to April 27, 1996; and be it further

**Sec. 7. Enrollment in party. Resolved:** That a voter who filed an application to change enrollment to the Reform Party prior to January 1, 1996, and who subsequently did not withdraw that enrollment or enroll in another party is deemed to have fulfilled the requirement of the Maine Revised Statutes, Title 21-A, section 144, subsection 3, for purposes of filing a petition as a candidate in this election year.

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

Effective April 5, 1996.

---

---

## CHAPTER 75

H.P. 1210 - L.D. 1660

### **Resolve, to Review the Role of the Department of Administrative and Financial Services in Approving School Construction Projects for School Administrative Units**

**Sec. 1. Study group established. Resolved:** That the Commissioner of Education shall convene a study group to review and consider improvements to the current role of the Department of Administrative and Financial Services, Bureau of General Services in approving school construction projects. The following entities shall each appoint one representative to serve on the study group: the Department of Education; the Department of Administrative and Financial Services, Bureau of General Services; the Maine School Management Association; a statewide professional engineering association selected by the commissioner; and a statewide professional architectural association selected by the commissioner. Other members may be appointed at

the discretion of the commissioner. The study group shall present its report, together with any recommended legislation, to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs by December 15, 1996. Members of the study group must participate at their own expense.

See title page for effective date.

---

---

## CHAPTER 76

H.P. 1257 - L.D. 1729

### **Resolve, to Require the Study of the Medical Liability Prelitigation Screening Panels**

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

**Whereas,** analysis of existing data on the use of mandatory prelitigation screening and mediation panels is necessary in order for the Legislature to make informed decisions regarding the panel process; and

**Whereas,** compilation of that data must begin promptly so that a qualified researcher can analyze the data and make recommendations on future data collection to the First Regular Session of the 118th Legislature; 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. Data assembly. Resolved:** That the Bureau of Insurance shall collect and compile data related to the number and disposition of malpractice claims over the past 5 calendar years from the records of the Bureau of Insurance and, if necessary, the records of medical malpractice insurers. The Bureau of Insurance, referred to in this resolve as "the bureau," shall request that the Chief Justice of the Superior Court assist in providing data or access to data concerning the use of mandatory prelitigation and mediation screening panels and the final disposition of cases over the same period. The bureau is authorized to collect this data notwithstanding any applicable confidentiality provisions in the Maine Revised Statutes, Title 24, sections 2853 and 2857. The bureau shall compile this data into a summary report; and be it further