

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

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
1997

tion's shareholders or a class of shareholders, the court shall direct that notice be given to the shareholders affected.

§634. Payment of expenses

On termination of a derivative proceeding the court may:

1. Corporation pay plaintiff's expenses. Order the corporation to pay the plaintiff's reasonable expenses, including attorney's fees, incurred in the proceeding if the court finds that the proceeding has resulted in a substantial benefit to the corporation; or

2. Plaintiff pay defendant's expenses. Order the plaintiff to pay any defendant's reasonable expenses, including attorney's fees, incurred in defending the proceeding if the court finds that the proceeding was commenced or maintained without reasonable cause or for an improper purpose.

§635. Applicability to foreign corporations

In a derivative proceeding in the right of a foreign corporation, the matters covered by this chapter are governed by the laws of the jurisdiction of incorporation of the foreign corporation except for sections 631, 633 and 634.

See title page for effective date.

CHAPTER 308

H.P. 1043 - L.D. 1460

An Act Requiring the Department of Education to Perform Annual Cost-benefit Analysis of Special Education Programs in the State

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

Sec. 1. 20-A MRSA §7004 is enacted to read:

§7004. Cost-benefit analysis

The department shall perform an annual cost-benefit analysis of special education programs in the State and hold a public hearing annually for members of school units to explain what special education programs are offered in each unit and the cost of these programs.

See title page for effective date.

CHAPTER 309

S.P. 100 - L.D. 379

An Act to Clarify the Reimbursement of Legislators' Expenses

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

Sec. 1. 3 MRSA §2, 3rd ¶, as amended by PL 1989, c. 501, Pt. O, §2; c. 600, Pt. B, §§9 and 10 and c. 878, Pt. D, §§14 and 15, is further amended to read:

~~Each~~ Except as provided in this section, each member of the Senate and House of Representatives shall be is entitled to a meal allowance in the amount of \$32 and a housing allowance in the amount of \$38 for each day in attendance at sessions of the Legislature and for each day the member occupies overnight accommodations away from home either immediately preceding or immediately following attendance at daily sessions of the Legislature. The presiding officers may establish reasonable policies regarding allowances for meals and overnight accommodations for the day immediately preceding the session, which may include policies regarding whether an allowance is paid, whether the full amount or a portion of the statutory allowance is paid and whether receipts are required. In lieu of the meal and housing allowance, each member ~~shall be~~ is entitled to a daily meal allowance in the amount of \$32 and actual daily mileage allowances in an amount up to but not exceeding \$38 per day. Each member of the Senate ~~shall also receive~~ receives an annual allowance for constituent services in the amount of \$1,000, \$650 ~~of which shall be received~~ at the start of each regular session and \$350 ~~of which shall be received~~ in the month following adjournment of the regular session. Each member of the House of Representatives ~~shall also receive~~ receives an annual allowance for constituent services in the amount of \$750, \$500 ~~of which shall be received~~ at the start of each regular session and \$250 ~~of which shall be received~~ in the month following adjournment of the regular session.

See title page for effective date.

CHAPTER 310

S.P. 333 - L.D. 1111

An Act to Protect Loons

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