

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

CHAPTER 524

S.P. 588 - L.D. 1758

An Act to Authorize Transfer of Property Taxes to the Passamaquoddy Tribe

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

Sec. 1. 36 MRSA §1605, sub-§2-B is enacted to read:

2-B. Indian Township services. On or before October 15th immediately following the date of assessment, the State Tax Assessor shall certify to the fiscal administrator of the unorganized territory the total amount of property tax assessed on reservation out-parcels situated in the Passamaquoddy Tribe reservation at Indian Township in Washington County under authority of section 1602. On October 31st of each year in which the Passamaquoddy Tribe provides governmental services to these reservation out-parcels, the Treasurer of State shall pay to the Passamaquoddy Tribe from the Unorganized Territory Education and Services Fund an amount equal to the property taxes assessed on reservation out-parcels in consideration for any and all governmental services as may be provided by the Passamaquoddy Tribe for the benefit of nonreservation Indian Township property owners. For the purposes of this subsection, "reservation out-parcel" means a parcel of real property situated in Indian Township, assessed by the State and included in the relevant state valuation certified by the State Tax Assessor.

Sec. 2. Retroactivity. This Act applies retroactively to tax years beginning on and after April 1, 1995. The Treasurer of State shall transfer from the Unorganized Territory Education and Services Fund the amount certified by the State Tax Assessor for tax years beginning on and after April 1, 1995.

Sec. 3. Allocation. The following funds are allocated from the Unorganized Territory Education and Services Fund to carry out the purposes of this Act.

	1997-98	1998-99
DEPARTMENT OF AUDIT		
Audit - Unorganized Territory		
All Other	\$18,000	\$6,750
Provides funds to reimburse the Passamaquoddy Tribe for services provided to		

residents of the Unorganized Territory by the Tribe.

See title page for effective date.

CHAPTER 525

S.P. 560 - L.D. 1693

An Act to Amend the Maine Health Data Organization Laws

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

Whereas, funding for the Maine Health Data Organization was established in 1996 on a one-year basis only and expires June 30, 1997; and

Whereas, continuing funding for the organization and authorization to collect and analyze health data is critical to planning and managing the health care delivery system in this State; and

Whereas, emergency legislation is required to provide continuing funding and authorization to collect and analyze health data; 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. 22 MRSA §8702, sub-§4, as enacted by PL 1995, c. 653, Pt. A, §2 and affected by §7, is amended to read:

4. Health care facility. "Health care facility" means a public or private, proprietary or not-for-profit entity or institution providing health services, including, but not limited to, a radiological facility licensed under chapter 160, a health care facility licensed under chapter 405, a home health care provider licensed under chapter 419, a residential care facility licensed under chapter 1665, a hospice provider licensed under chapter 1681, a community rehabilitation program licensed under Title 20-A, chapter 701, a state institution as defined under Title 34-B, chapter 1 and a mental health facility licensed under Title 34-B, chapter 1.

Sec. 2. 22 MRSA §8704, sub-§4, as enacted by PL 1995, c. 653, Pt. A, §2 and affected by §7, is amended to read: