

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 EIGHTEENTH LEGISLATURE

SECOND REGULAR SESSION
January 7, 1998 to March 31, 1998

SECOND SPECIAL SESSION
April 1, 1998 to April 9, 1998

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 1998

SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 9, 1998

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

Department of Inland Fisheries and Wildlife shall distribute 200 new Saturday allocations created by this Act on the Kennebec River equally among all whitewater outfitters who held a valid commercial whitewater outfitter's license in 1997 and conducted commercial whitewater rafting trips in that year. An outfitter eligible to receive allocations under this section shall pay the appropriate allocation fee to the department prior to receiving those allocations.

Sec. 20. Rules. The Department of Inland Fisheries and Wildlife shall adopt rules necessary to implement this Act prior to January 1, 1999. Rules adopted to implement this Act are minor technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A. The effective date of those rules is January 1, 1999.

Sec. 21. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1998-99

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

Savings Fund Program

All Other	\$4,300
Appropriates funds to be used only to offset future fee increases.	

Sec. 22. Effective date. All sections of this Act take effect on January 1, 1999, except that section directing the Department of Inland Fisheries and Wildlife to adopt rules takes effect 90 days after adjournment of the Second Regular Session of the 118th Legislature.

Effective January 1, 1999, unless otherwise indicated.

CHAPTER 731

H.P. 882 - L.D. 1199

An Act to Ensure Adequate Nutrition and Support for Low-income Legal Immigrants

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

Sec. 1. 22 MRSA §3104-A is enacted to read:

§3104-A. Food assistance for legal aliens

1. Food assistance. The department shall provide food assistance to households that would be eligible for assistance under the federal Food Stamp Act of 1977, 7 United States Code, Section 2011, et seq., but for provisions of Sections 401, 402 and 403 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996.

2. Amount of assistance. The total amount of food assistance provided under this section must equal the amount that the household would be eligible to receive under the federal Food Stamp Act of 1977, 7 United States Code, Sections 2014 and 2017, if the household were eligible for that program.

3. Administration. The department shall provide assistance under this section to eligible households on a monthly basis through a system of direct mail of coupons or electronic benefit issuance. The department is authorized to negotiate with the United States Department of Agriculture to arrange for the purchase of federal food stamps or produce its own food coupons to be used by eligible households for transactions with vendors under this program.

4. Repeal. This section is repealed June 30, 1999.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1998-99

HUMAN SERVICES, DEPARTMENT OF

Bureau of Family Independence - Central

All Other	\$279,960
Provides one-time funds for a monthly food benefit to certain legal immigrants through June 1999.	

State Supplement to Federal Supplemental Security Income

All Other	(295,724)
Deappropriates funds available due to a projected fiscal year 1997-98 balance forward.	

**DEPARTMENT OF
HUMAN SERVICES
TOTAL**

(\$15,764)

Sec. 3. Effective date. This Act takes effect September 1, 1998.

Effective September 1, 1998.

CHAPTER 732

S.P. 622 - L.D. 1825

**An Act to Authorize a Tuition
Savings Plan to Encourage
Attendance at Institutions of Higher
Education**

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

Sec. 1. 5 MRSA §12004-I, sub-§18-B is enacted to read:

18-B.	<u>Advisory</u>	<u>Not</u>	<u>20-A</u>
<u>Education:</u>	<u>Committee</u>	<u>Autho-</u>	<u>MRSA</u>
<u>Financial Aid</u>	<u>on College</u>	<u>rized</u>	<u>§11484</u>
	<u>Savings</u>		

Sec. 2. 10 MRSA §1013, sub-§§14 and 15, as enacted by PL 1997, c. 97, §4, are amended to read:

14. University of Maine System Scholarship Fund. The University of Maine Scholarship Fund, as established in Title 20-A, chapter 419-B; ~~and~~

15. Scholarships for Maine Fund. The Scholarships for Maine Fund, as established in Title 20-A, chapter 419-C; ~~and~~

Sec. 3. 10 MRSA §1013, sub-§16 is enacted to read:

16. Maine College Savings Program. The Maine College Savings Program, as established in Title 20-A, chapter 417-E.

Sec. 4. 20-A MRSA c. 417-E is enacted to read:

CHAPTER 417-E

MAINE COLLEGE SAVINGS PROGRAM

§11471. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Advisory committee. "Advisory committee" means the Advisory Committee on College Savings established in this chapter.

2. Authority. "Authority" means the Finance Authority of Maine, which serves as administrator of the Maine College Savings Program.

3. Beneficiary. "Beneficiary" means any person designated by a participation agreement to benefit from payments for higher education expenses at an institution of higher education.

4. Benefits. "Benefits" means the payment of higher education expenses on behalf of a beneficiary by the Maine College Savings Program during the beneficiary's attendance at an institution of higher education.

5. Board. "Board" means the board of directors of the Finance Authority of Maine.

6. Contributions. "Contributions" means amounts deposited by a participant to an account within the program fund.

7. Higher education expenses. "Higher education expenses" means the certified expenses for attendance at an institution of higher education as those expenses are defined by rule of the authority consistent with applicable provisions of the Internal Revenue Code and its regulations addressing qualified state tuition programs.

8. Institution of higher education. "Institution of higher education" means an institution of higher education that meets the requirements established by rule of the authority consistent with applicable provisions of the Internal Revenue Code and its regulations addressing qualified state tuition programs.

9. Participant. "Participant" means any person who has entered into a participation agreement pursuant to this chapter.

10. Participation agreement. "Participation agreement" means an agreement between a participant and the authority providing for the establishment by the participant of one or more accounts within the program fund and for the administration of those accounts for the benefit of the participant and of one or more beneficiaries.

11. Program earnings. "Program earnings" means all interest, dividends, premiums, fees, profits upon disposition of assets and other revenue actually received by or on behalf of the program with respect to any assets held within the program fund to which that asset may be credited, less all administrative costs