

MAINE STATE LEGISLATURE

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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

TOTAL APPROPRIATIONS \$51,050

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

Effective April 16, 1998.

CHAPTER 125

H.P. 1475 - L.D. 2074

Resolve, to Reimburse Cable Companies for Expenditures Made while Participating in the Business Equipment Tax Reimbursement Tax Program

Sec. 1. Reimbursement of cable television companies. Resolved: That, notwithstanding the Maine Revised Statutes, Title 36, section 6652, subsection 1-A, cable television companies, as defined by Title 30-A, section 2001, subsection 2, must be reimbursed under Title 36, chapter 915 for the property tax year based on the status of property on April 1, 1996 if the claim was filed in a timely manner and otherwise complied with the requirements of chapter 915 at the time the claim was filed; and be it further

Sec. 2. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1998-99

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Personal Property Tax Reform

All Other \$61,507

Provides funds to reimburse cable companies that qualify for reimbursement pursuant to section 1 of the resolve.

See title page for effective date.

CHAPTER 126

S.P. 800 - L.D. 2157

Resolve, to Allow the Estate of Barbara Maxfield to Sue the State

Sec. 1. Authorization to sue the State. Resolved: That, notwithstanding any law to the contrary, the estate of Barbara Maxfield or its legal representative, on behalf of Allan Maxfield, sole beneficiary, who claims to have suffered damages as a result of the State's failure to intercept a drunken driver who caused the death of Barbara Maxfield at the Maine Turnpike Exit 6-A tollbooth, is authorized to bring a civil action against the State.

This action may be brought in the Cumberland County Superior Court within one year from the date this resolve is approved. Liability and damages, including punitive damages, must be determined according to state law as in litigation between individuals. The action may be heard by a Justice of the Superior Court or by a jury. The Maine Rules of Civil Procedure govern the conduct of the action. The Attorney General shall appear, answer and defend the action.

The Treasurer of State shall pay any judgment, including costs and interest, on final process issued by the Superior Court or, if applicable, the Supreme Judicial Court. Recovery may not exceed \$300,000 including costs and interest.

See title page for effective date.

CHAPTER 127

H.P. 1478 - L.D. 2077

Resolve, to Establish the Task Force to Increase Primary and Secondary Forest Product Manufacturing

Sec. 1. Task force established. Resolved: That the Task Force to Increase Primary and Secondary Forest Product Manufacturing, referred to in this resolve as the "task force," is established; and be it further

Sec. 2. Task force membership. Resolved: That the task force consists of 14 members as follows:

1. The State Tax Assessor;
2. The Director of the State Planning Office;
3. The Commissioner of Economic and Community Development or the commissioner's designee;
4. One representative of a college or university who has expertise in economic development, appointed by the Governor;
5. Two members of the Senate, appointed by the President of the Senate;