

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

SECOND REGULAR SESSION
January 5, 2000 to May 12, 2000

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 11, 2000

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
2000

CHAPTER 727

S.P. 1077 - L.D. 2681

**An Act to Require Rules on
Temporary Campgrounds to be
Major Substantive Rules****Be it enacted by the People of the State of
Maine as follows:**

Sec. 1. 22 MRSA §2496, as amended by PL 1977, c. 694, §351, is further amended by adding at the end a new paragraph to read:

Beginning March 1, 2001, rules regulating tent and recreational vehicle parks, agricultural fair camping facilities, temporary campgrounds and wilderness recreational parks are major substantive rules as defined in Title 5, chapter 375, subchapter II-A. This paragraph is repealed March 1, 2004.

See title page for effective date.

CHAPTER 728

S.P. 1079 - L.D. 2684

**An Act to Improve Oversight and
Accountability of Student Loan
Programs Funded with an Allocation
of the State Ceiling on Private
Activity Tax-exempt Bonds****Be it enacted by the People of the State of
Maine as follows:**

Sec. 1. 10 MRSA §363, sub-§1-A, as amended by PL 1999, c. 443, §1, is further amended to read:

1-A. Procedure. For each calendar year, the Legislature may establish a procedure for allocation of the entire amount of the state ceiling by allocating an amount of the state ceiling to the specific issuers designated in this section for further allocation by each specific issuer to itself or to other issuers for specific bond issues requiring an allocation of the state ceiling or for carryforward. This procedure supersedes the federal formula to the full extent that the United States Code, Title 26, authorizes the Legislature to vary the federal formula. Allocations may be reviewed by the Legislature periodically and unused allocations may be reallocated to other issuers; however, notwithstanding the existence of legislation allocating or reallocating all or any portion of the state ceiling, at any time during the period from September 1st to and including December 31st of any calendar year, and at any other time that the Legislature is not in session, a group consisting of a representative of each of the

issuers specifically identified in subsections 4 ~~to~~, 6 and 7; a representative of a corporation created pursuant to the former Title 20, section 2237 and Title 20-A, section 11407; and a representative of the Governor designated each year by the Governor may, by written agreement executed by no fewer than ~~5~~ 4 of the ~~6~~ 5 voting representatives, allocate amounts not previously allocated and reallocate unused allocations from one of the specific issuers designated in this section to another specific issuer for further allocation or carryforward, with respect to the state ceiling for that calendar year only. The issuer specifically identified in subsection 5 and a representative of the Department of Economic and Community Development designated each year by the Commissioner of Economic and Community Development shall participate as nonvoting members of the group of representatives described in this subsection with respect to agreements or recommendations for allocation or reallocation of the state ceiling. Except for records containing specific and identifiable personal information acquired from applicants for or recipients of financial assistance, the records of the group of representatives described in this subsection are public records and the meetings of the group of representatives described in this subsection are public proceedings within the meaning of Title 1, chapter 13, subchapter I.

Sec. 2. 10 MRSA §363, sub-§2-A, as amended by PL 1993, c. 671, §1, is further amended to read:

2-A. Recommendation of Governor and issuers. At any time action of the Legislature under subsection 1-A is necessary or desirable, the Governor shall recommend to the appropriate committee of the Legislature a proposed allocation or reallocation of all or part of the state ceiling. To assist the Governor in making a recommendation of proposed allocations of the ~~federal~~ state ceiling on private activity bonds, ~~the Finance Authority of Maine shall conduct an annual survey of the State's pulp and paper companies during the years 1994 through 2000 to determine what projects they are considering that are eligible for tax-exempt financing the group of 7 representatives described in subsection 1-A shall make a recommendation regarding allocation or reallocation of the state ceiling. The results of this survey must be taken into consideration in the Governor's recommendation. This recommendation must, including the results of the survey, be considered by the Legislature prior to taking any such action. In order to assist the group in making its recommendation and to assist the Governor and the Legislature, the State Planning Office shall prepare an annual analysis of the State's economic outlook, prevailing interest rate forecasts related to tax-exempt financing by the issuers specifically identified in subsections 4 to 8, the availability to those issuers of alternative financing from sources that do not require an allocation of the state ceiling and the~~