

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

FIRST REGULAR SESSION
December 6, 2006 to June 21, 2007

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 20, 2007

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2007

SECTION TOTALS	2007-08	2008-09
GENERAL FUND	\$0	(\$16,190)
FEDERAL EXPENDITURES FUND	\$0	\$22,112
SECTION TOTAL - ALL FUNDS	\$0	\$5,922

See title page for effective date.

CHAPTER 431

H.P. 607 - L.D. 807

An Act To Prevent Overcharging for Prescription Drug Copayments

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

Sec. 1. 22 MRSA §2699, sub-§2, ¶H is enacted to read:

H. A pharmacy benefits manager or insurer shall require a contracted pharmacy to charge to an enrollee or insured person the pharmacy's usual and customary price of filling the prescription or the contracted copayment, whichever is less.

Sec. 2. 22 MRSA §2699, sub-§5, as enacted by PL 2003, c. 688, Pt. C, §10 and affected by §11, is repealed.

Sec. 3. Application. That section of this Act that enacts the Maine Revised Statutes, Title 22, section 2699, subsection 2, paragraph H applies to contracts between a pharmacy benefits manager or insurer and a pharmacy executed or renewed on or after January 1, 2008.

See title page for effective date.

CHAPTER 432

H.P. 837 - L.D. 1144

An Act To Provide Information to Property Tax Payers

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

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

Sec. 1. 36 MRSA §507, as amended by PL 1997, c. 643, Pt. HHH, §2 and affected by §10, is repealed and the following enacted in its place:

§507. Taxpayer information

A municipality that issues a property tax bill to a taxpayer must issue the following information.

1. Reductions to tax. The property tax bill must contain a statement or calculation that demonstrates the amount or percentage by which the taxpayer's tax has been reduced by the distribution of state-municipal revenue sharing, state reimbursement for the Maine resident homestead property tax exemption and state aid for education. The State Tax Assessor shall annually provide each municipality with the amount of state-municipal revenue sharing and state aid for education subject to identification under this section.

2. Distribution to education and government. The property tax bill must indicate the percentage of property taxes distributed to education and local, county and state government.

3. Indebtedness. The property tax bill must indicate the outstanding bonded indebtedness of the issuing municipality as of the date the bill is issued.

4. Due date and interest. Each property tax bill issued by a municipality must clearly state the date interest will begin to accrue on delinquent taxes.

Sec. 2. Application. That section of this Act that repeals and replaces the Maine Revised Statutes, Title 36, section 507 applies to property tax bills issued for property tax years beginning on or after April 1, 2008.

See title page for effective date.

CHAPTER 433

H.P. 599 - L.D. 783

An Act To Clarify That Senior Lifetime Hunting Licenses Include the Right To Hunt Turkey

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

Sec. 1. 12 MRSA §10851, sub-§1, ¶D, as enacted by PL 2003, c. 414, Pt. A, §2 and as affected by c. 614, §9, is amended to read:

D. For a resident 70 years of age or older. A person who holds a valid senior lifetime license under this section upon turning 70 years of age may obtain at no cost a hunting license, fishing li-

cense, trapping license, archery license under section 11109, subsection 7, a pheasant hunting permit under section 11156, a muzzle-loading hunting license under section 11109, subsection 4, a migratory waterfowl permit under section 11157, a spring and fall wild turkey hunting permit under section 11155 and a bear hunting permit under section 11151 and may renew at no cost a guide license under section 12853. A person who is 70 years of age or older may purchase a senior lifetime license that entitles the holder to all the privileges described in this paragraph for a one-time \$8 fee.

Sec. 2. Transfer; Carrying Balances, General Fund account. Notwithstanding any other provision of law, no later than September 15, 2007, the State Controller shall transfer \$16,700 from the Carrying Balances, General Fund account within the Department of Inland Fisheries and Wildlife to the unappropriated surplus of the General Fund, and no later than September 15, 2008 the State Controller shall transfer \$16,700 from the Carrying Balances, General Fund account within the Department of Inland Fisheries and Wildlife to the unappropriated surplus of the General Fund.

See title page for effective date.

CHAPTER 434

S.P. 411 - L.D. 1163

An Act To Implement the Recommendations of the Office of Program Evaluation and Government Accountability Regarding Economic Development in Maine

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

Sec. 1. 5 MRSA §13056-A is enacted to read:

§13056-A. Comprehensive evaluation of state investments in economic development

By November 1, 2007, the commissioner shall develop and submit to the Governor and the Legislature a plan for the comprehensive evaluation of state investments in economic development. Beginning February 1, 2009, the commissioner shall submit an annual comprehensive evaluation of state investments in economic development, not to include programs evaluated pursuant to section 13107 or those independent evaluations required by federal programs, to the Governor and the Legislature. The evaluation must:

1. Outcome measures. Establish and report on outcome measures considered appropriate by public

and private practitioners inside and outside of this State in the field of economic development;

2. Independent reviewers. Use independent reviewers to assess the effect of economic development activities on the competitiveness of industry sectors in this State; and

3. Recommendations. Include recommendations to the Legislature on existing and proposed state-supported economic development programs and activities to affect economic development in this State.

Sec. 2. 5 MRSA §13056-B is enacted to read:

§13056-B. Reporting requirements of recipients of economic development funding

To assist the department in preparing the comprehensive economic development evaluation pursuant to section 13056-A, a recipient of state economic development funding, including general obligation bond proceeds for economic development, shall, in addition to any other reporting requirements required by law, collect, maintain and provide data as requested by the department.

Sec. 3. 5 MRSA §13056-C is enacted to read:

§13056-C. Maine Economic Development Evaluation Fund

1. Fund established. The Maine Economic Development Evaluation Fund, referred to in this section as "the fund," is established as a nonlapsing Other Special Revenue Funds account administered by the department for the purposes of funding the comprehensive economic development evaluation required pursuant to section 13056-A.

2. Fund sources. The fund receives money deposited by the Treasurer of State pursuant to this section and any other gift, grant or other source of revenue deposited for funding the comprehensive economic development evaluation required pursuant to section 13056-A.

3. Payments to fund. Notwithstanding section 1585 or any other provision of law, the department shall assess agencies or private entities that receive General Fund appropriations or general obligation bonds for economic development an amount for contribution to the fund that is not to exceed 0.08% of General Fund appropriations received by or general obligation bonds issued to an agency or entity for economic development efforts. Private entities that receive funds from general obligation bonds for economic development efforts shall pay to the Treasurer of State in the fiscal year in which the general obligation bond was issued an assessment amount determined by the department that is not to exceed 0.08% of the proceeds from the bond issue in any fiscal year, which payment must be made from available resources other than bond proceeds. Only those programs that