

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

SECOND REGULAR SESSION
January 2, 2008 to March 31, 2008

FIRST SPECIAL SESSION
April 1, 2008 to April 18, 2008

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 2008

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 18, 2008

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

Penmor Lithographers
Lewiston, Maine
2008

ment of Education shall, within existing resources, gather information pertaining to methods to establish and fund after-school programs in communities that currently do not have after-school programs. In gathering this information the departments shall seek input from the Maine Afterschool Network and shall report the results to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs by January 15, 2009. After receipt and review of the report, the joint standing committee is authorized to submit legislation to the First Regular Session of the 124th Legislature regarding the subject matter of the report.

See title page for effective date.

CHAPTER 212

H.P. 249 - L.D. 305

Resolve, To Investigate the Possibility of Expanding Cellular Telephone Service in Certain Rural Areas

Sec. 1. St. Francis tower. Resolved: That the Department of Administrative and Financial Services shall investigate the possibility of negotiating with providers of cellular telephone services for lease of the state-owned tower in St. Francis for the expansion of cellular telephone services in northern Maine. The department shall report the results of its investigation to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs by January 15, 2009. The committee is authorized to submit legislation, as necessary, to the First Regular Session of the 124th Legislature regarding the subject matter of the report.

See title page for effective date.

CHAPTER 213

H.P. 394 - L.D. 511

Resolve, To Study the Feasibility of Locating a Border Crossing in the St. David Area

Sec. 1. Study. Resolved: That the Department of Transportation shall study the feasibility of locating a border crossing in the St. John River Valley including the St. David area. In undertaking this study, the department shall invite the participation of and seek

input from the New Brunswick Department of Transportation and the United States General Services Administration.

See title page for effective date.

CHAPTER 214

H.P. 1583 - L.D. 2217

Resolve, Authorizing the State Tax Assessor To Sell 2 Certain Parcels of Land in the Unorganized Territory

Sec. 1. State Tax Assessor authorized to convey real estate. Resolved: That the State Tax Assessor is authorized to convey by sale the interest of the State in a parcel located in Albany Township, Oxford County formerly owned by Mason Griffin and in a parcel located in Madrid Township, Franklin County formerly owned by Mary A. Jackson. The parcels may not be sold for less than the amount authorized in this resolve.

Employees of the Department of Administrative and Financial Services, Bureau of Revenue Services and spouses, siblings, parents and children of employees of the bureau are barred from acquiring from the State the real property subject to this resolve.

Upon receipt of payment as specified in this resolve, the State Tax Assessor shall record a quitclaim deed in the appropriate registry at no additional charge to the purchaser before sending the deed to the purchaser.

Abbreviations and plan and lot references are identified in the 2004 State Valuation; and be it further

Sec. 2. Description of parcel in Albany Township; sale. Resolved: That the parcel of real estate situated in Albany Township is Map OX016, Plan 2, Lot 160.3, formerly owned by Mason Griffin. The State Tax Assessor is directed to sell the parcel as is to the estate of Mason Griffin for \$359.14. The directive to sell to the estate of Mason Griffin expires 90 days after the effective date of this resolve; and be it further

Sec. 3. Description of parcel in Madrid Township; sale. Resolved: That the parcel of real estate situated in Madrid Township is Map FR029, Plan 9, Lots 8 and 11, formerly owned by Mary A. Jackson. The State Tax Assessor is directed to sell the parcel as is to the estate of Mary A. Jackson for \$558.99. The directive to sell to the estate of Mary A. Jackson expires 90 days after the effective date of this resolve; and be it further

Sec. 4. Sale in the event of nonperformance. Resolved: That, if the parcels identified in sections 2 and 3 of this resolve are not purchased as provided in those sections within the time frame provided, the State Tax Assessor may sell the parcels to the person with the next highest bid opened pursuant to the process authorized by Resolve 2007, chapter 65.

See title page for effective date.

**CHAPTER 215
S.P. 914 - L.D. 2293**

**Resolve, To Improve the
Absentee Voting System on
November 3, 2008**

Sec. 1. Municipal clerks authorized to prohibit in-person absentee voting on the day prior to election day. Resolved: That, notwithstanding the Maine Revised Statutes, Title 21-A, section 753-B, subsection 8, a municipal clerk may prohibit voting by absentee ballot in the presence of the municipal clerk on November 3, 2008, as long as the municipal clerk gives notice of the municipality's intent to do so using the notice of election under Title 21-A, section 621-A. At least 30 days before election day, the municipal clerk shall provide a copy of the notice of election to the Secretary of State and to the chairs of each political party of the municipality, indicating the municipality's intent to prohibit in-person absentee voting on November 3, 2008. The notice to the political parties is considered sufficient as long as it is mailed to the last known address of each municipal chair. The notice to the Secretary of State may be delivered by mail or by facsimile, but if the notice is not received by the Secretary of State by the 30th day before election day, the municipality must allow voting by absentee ballot in the presence of the municipal clerk on November 3, 2008. All other methods of absentee voting authorized by statute must continue to be available to voters on November 3, 2008; and be it further

Sec. 2. Municipal clerks shall notify of early processing of absentee ballots at least 30 days prior to election day. Resolved: That, notwithstanding the Maine Revised Statutes, Title 21-A, section 760-B, subsection 2, a municipal clerk must give notice of the municipality's intent to process absentee ballots prior to election day using the notice of election under Title 21-A, section 621-A, stating each specific time that the municipal clerk intends to begin processing absentee ballots and the inspection period provided in Title 21-A, section 760-B, subsection 3. At least 30 days before election day, the municipal clerk shall notify the Secretary of State and the chairs of each political party of the municipality, in writing, that this procedure is to occur. The notice to

the political parties must be considered sufficient as long as it is mailed to the last known address of each municipal chair. The notice to the Secretary of State may be delivered by mail or facsimile, but if the notice is not received by the Secretary of State by the 30th day before election day the municipality may not process absentee ballots prior to election day. A copy of the notice of election is considered notice in writing under this section.

See title page for effective date.

**CHAPTER 216
H.P. 790 - L.D. 1072**

**Resolve, To Conduct an
Updated Study of the
Feasibility of Establishing a
Single-payor Health Care
System in the State**

Sec. 1. Update to feasibility study. Resolved: That the Legislature shall contract with a qualified consultant to update the December 2002 document titled "Feasibility Study of a Single-payer Health Plan Model for the State of Maine" produced by Mathematica Policy Research, Inc. The Legislature shall seek outside grant funding to fully fund all costs of the updated study, which may not exceed \$60,000. If sufficient outside funding has not been received by the Legislature by August 1, 2008 to fully fund all costs of the updated study, no expenses of any kind related to the study may be incurred. The updated study must be submitted no later than December 3, 2008 to the First Regular Session of the 124th Legislature. The joint standing committee of the Legislature having jurisdiction over health insurance matters may submit legislation based on the updated feasibility study to the First Regular Session of the 124th Legislature; and be it further

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Legislature 0081

Initiative: Appropriates funds to the Legislature to contract for professional services for grant writing and other technical assistance. The \$60,000 allocation is required to expend any outside grant received to fund updating the 2002 study.

GENERAL FUND	2007-08	2008-09
All Other	\$0	\$5,750
GENERAL FUND TOTAL	\$0	\$5,750