

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE
AT THE

SECOND REGULAR SESSION

January 4, 1978 to April 6, 1978

FIRST SPECIAL SESSION

(No laws enacted)

September 6, 1978 to September 15, 1978

SECOND SPECIAL SESSION

October 18, 1978

THIRD SPECIAL SESSION

December 6, 1978

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

K. J. Printing
Augusta, Maine
1979

PRIVATE AND SPECIAL LAWS
OF THE

STATE OF MAINE

AS PASSED AT THE

SECOND REGULAR SESSION

of the

ONE HUNDRED AND EIGHTH LEGISLATURE

January 4, 1978 to April 6, 1978

Sec. 11. Transfer of real estate. The municipal officers of the Towns of Hope, Appleton and Lincolnville, and appropriate officials of the community school district, whether before or subsequent to withdrawal of the inhabitants of the Town of Lincolnville, are hereby authorized and empowered to give such deeds and execute such instruments as may be necessary to return to the inhabitants of the Town of Lincolnville, or to the community school district, any interest or interests in real estate which existed prior to creation of the Appleton-Hope-Lincolnville Community School District.

Sec. 12. Validation of acts of withdrawal prior to June 30, 1978. Any and all actions, agreements or obligations taken, made or entered into by the Appleton-Hope-Lincolnville Community School District, and the Town of Lincolnville, in furtherance of the terms of this Act, pursuant to the authority stated in this Act, and in preparation for final withdrawal of the Town of Lincolnville from the Appleton-Hope-Lincolnville Community School District, shall have the same binding force and effect when accomplished or initiated, notwithstanding whether the same was accomplished or initiated prior to, or subsequent to, June 30, 1978.

The Appleton-Hope-Lincolnville Community School District and the Town of Lincolnville are specifically authorized, effective upon approval of this Act, to take any and all actions necessary to transfer, demise or otherwise encumber real estate of either the Appleton-Hope-Lincolnville Community School District or the Town of Lincolnville, for the purpose of preparing for final withdrawal of the Town of Lincolnville, as authorized herein.

Sec. 13. Computation of state-local allocations. The Commissioner of Educational and Cultural Services is authorized to prorate expenditures made by the Appleton-Hope-Lincolnville Community School District for the purpose of determining state-local allocations for the Town of Lincolnville and the Appleton-Hope Community School District.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved, provided, however, that the Appleton-Hope-Lincolnville Community School District shall continue in legal existence to, and including, June 30, 1978.

Effective March 8, 1978 Unless otherwise indicated

CHAPTER 97

AN ACT to Provide Compensation and Benefits Agreed to by the State and the Maine State Troopers Association.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state collective bargaining agreements with the Maine State Troopers Association will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. Appropriations and allocations. There is appropriated from the General Fund the sum of \$162,000 for the fiscal year ending June 30, 1979, and there is allocated from the Highway Fund employees compensation plan the sum of \$486,000 for the fiscal year ending June 30, 1979, to implement the compensation benefits agreed to by the State and the Maine State Troopers Association effective with the start of the payroll period commencing nearest to July 1, 1978. The breakdown shall be as follows:

		1978-79
STATE POLICE COMPENSATION FUND		
General Fund		
All Other		\$162,000
Highway Fund Compensation Fund		486,000

Sec. 2. Appropriations and allocations. There is appropriated from the General Fund the sum of \$23,000 for the fiscal years ending June 30, 1978, and June 30, 1979, and allocated from the Highway Fund the sum of \$69,000 for the fiscal years ending June 30, 1978, and June 30, 1979, to fund special allowances agreed to by the State and the Maine State Troopers Association. The breakdown shall be as follows:

	1977-78	1978-79
SPECIAL ALLOWANCE FUND		
General Fund		
All Other	\$ 6,750	\$16,250
Highway Fund		
All Other	20,250	48,750

Sec. 3. Funding. The funding provided by this Act shall include retirement costs and be available for all employees covered by the agreement between the State and the Maine State Troopers Association.

Sec. 4. Special fund. The funding provided shall be segregated in a special

fund to be made available as needed upon the recommendation of the State Budget Officer with the approval of the Governor.

Sec. 5. Intent. Notwithstanding any other provision of law, it is the intent of the Legislature that retired persons receiving benefits under Title 25, chapter 195, shall be adjusted by 7.1% effective with the start of the payroll period commencing nearest to July 1, 1978.

Sec. 6. Intent. Notwithstanding any other provision of law or rules, it is the intent of the Legislature that the provisions of the agreement between the State and the Maine State Troopers Association shall prevail during the term of the agreement.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective March 21, 1978

CHAPTER 98

AN ACT Concerning the Charter of the Guilford-Sangerville Water District.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Guilford-Sangerville Water Company is desirous of selling its assets; and

Whereas, the municipalities of Guilford and Sangerville are desirous of continued and uninterrupted water service; and

Whereas, the formation of the water district is urgently needed to assure that vitally needed water is supplied to many inhabitants of Guilford and Sangerville; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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