

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

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

Twin City Printery
Lewiston, Maine
1989

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

Sec. 5. Encumbered balances at year end. At the end of each fiscal year, all encumbered balances shall not be carried more than once.

Sec. 6. Study. The Joint Standing Committee on Appropriations and Financial Affairs shall conduct a study concerning the manner by which alcoholism and other substance abuse services are currently funded by State Government. The committee shall also evaluate alternative methods of funding these services.

The committee may organize a subcommittee to investigate these issues.

The committee members shall receive the legislative per diem rate, as defined in the Maine Revised Statutes, Title 3, section 2. Members shall be reimbursed for expenses upon application to the Executive Director of the Legislative Council.

The committee shall issue a report, together with any proposed legislation, to the Second Regular Session of the 113th Legislature by February 1, 1988.

Sec. 7. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1987-88

LEGISLATURE

Study Commissions — Funding

Personal Services	\$ 1,815
All Other	3,550
Total	\$ 5,365

Provides funds for up to 13 members of the Joint Standing Committee on Appropriations and Financial Affairs to conduct a study of funding for alcoholism and other substance abuse services. Also provides funds for a full committee meeting to review the subcommittee's report.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1987.

Effective July 1, 1987.

CHAPTER 52

H.P. 1216 — L.D. 1659

AN ACT to Amend the Charter of the Lincoln Water District.

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

Whereas, this legislation affects the procedures which the Lincoln Water District trustees are to follow before calling a meeting;

Whereas, these changes should be in effect before the next meeting of the Lincoln Water District, presently scheduled for mid-May; 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. P&SL 1949, c. 116, §10, as amended by P&SL 1981, c. 104, §6, is repealed and the following enacted in its place:

Sec. 10. Annual meeting of district. After the acceptance of this charter and the organization of the board, the annual meeting of the district shall be held within the district on the 2nd Tuesday in May, at such hour and place as may be designated by resolution of the board of trustees as provided in the bylaws. Notice of the meeting shall be published in a local newspaper and in a daily newspaper of local circulation not less than 7 days before the meeting. The board may schedule regular meetings as it determines necessary with notice provided in a like manner. Emergency meetings of the board may be called by the chairman or any 2 trustees as necessary without that published notice, but the notice shall be posted at the offices of the Town of Lincoln and the local media shall be provided with the same notice as the board of trustees. All meetings of the board shall be subject to the Maine Revised Statutes, Title 1, chapter 13. Issuance of bonds and notes by the district is subject to Title 35-A, section 6304. Rate changes by the district shall not be proposed without notice and public hearing in accordance with Title 35-A, section 6104.

Sec. 2. P&SL 1949, c. 116, §11, as amended by P&SL 1981, c. 104, §7, is repealed.

Sec. 3. P&SL 1949, c. 116, §13, as amended by P&SL 1981, c. 104, §9, is amended to read:

Sec. 13. Authorized to negotiate temporary loans; and to issue notes and bonds; declared a quasi-municipal corporation; notes and bonds legal investment for savings banks. For accomplishing the purposes of this act, said district, through its trustees, without the necessity of a vote of the inhabitants of said district, except as provided in section 10, is authorized to borrow money from time to time, not exceeding \$2,000,000 and to issue therefor, the interest-bearing negotiable notes of the district, maturing serially or otherwise, and to make subsequent renewals of the same in whole or in part, and for said purposes and for the purpose of refunding any notes, bonds or other lawful indebtedness to establish a fund therefor. For obtaining or providing money to pay or to meet any necessary expenses and liabilities under the provisions of this Act, including expenses in the creation of this district, in

securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant and making extensions, additions and improvements to the same, the said district, through its trustees, without the necessity of a vote of the inhabitants of said district, except as provided in section 10, may from time to time issue bonds of the district to an amount necessary in the judgment of the trustees therefor, maturing at one time or in uniform or varying installments, and with or without call provisions. Said notes and bonds shall be legal obligations of said district, which is hereby declared to be a quasi-municipal corporation within the meaning of the Maine Revised Statutes, Title 35, ~~section 171, et seq~~ 35-A, chapter 9. The said notes and bonds shall be legal investments for savings banks.

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

Effective June 26, 1987.

CHAPTER 53

H.P. 1328 — L.D. 1812

AN ACT to Establish Municipal Cost Components for Services to be Rendered in Fiscal Year 1987-88.

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

Whereas, prompt determination and certification of the municipal cost components in the unorganized territory tax district is necessary to the establishment of a mill rate and the levy of the unorganized territory educational and services tax; 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. Municipal cost components for services rendered. In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 1987-88 is \$6,515,797 as reflected in the following list.

	<u>1987-88</u>
Audit — Report	\$ 3,000
— Fiscal Administrator	67,501
— Township Reports	12,000
Education — Operations	4,091,815

— Operations Benedicta	268,729
Forest Fire Protection	60,730
Human Services — General Assistance	220,527
Property Tax Assessment	368,269
Total State Agencies	<u>\$5,092,571</u>
County reimbursements for services:	
Aroostook	\$ 229,088
Franklin	200,690
Oxford	221,070
Penobscot	177,962
Piscataquis	329,773
Somerset	466,744
Washington	<u>364,899</u>
Total County Services	\$1,990,226
TOTAL REQUIREMENTS	<u>\$7,082,797</u>

COMPUTATION OF ASSESSMENT

Requirements	\$7,082,797
Less Deductions:	
General —	
Special Revenue to be used by State Tax Assessor under the Maine Revised Statutes, Title 36, section 1602, subsection 4	\$ 100,000
State Revenue Sharing	194,000
Miscellaneous Revenues	<u>15,000</u>
TOTAL	\$ 309,000
Educational —	
Lands Reserve Trust	\$ 146,000
Tuition-Travel	80,000
Township 14	27,000
Miscellaneous	<u>5,000</u>
TOTAL	\$ 258,000
TOTAL DEDUCTIONS	<u>\$ 567,000</u>
TAX ASSESSMENT	<u>\$6,515,797</u>

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1986-87

AUDIT, DEPARTMENT OF

Audit — Unorganized Territory

All Other \$ 12,000

Provides funds for publication and mailing of the unorganized territory annual report. These funds will be reimbursed to the General Fund through the Unorganized Territory Education and Services Fund.

	<u>1987-88</u>	<u>1988-89</u>
Unorganized Territory Education and Services Fund		
All Other	(\$ 100,000)	(\$ 100,000)