

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

the results filed by the city clerks with the Secretary of State. This Act takes effect for all other purposes as provided in sections 2 and 3.

Sec. C-2. Election results; full consolidation. Part A, providing for the merger of the Augusta Water District, the Augusta Sanitary District and the sewer service provided by the Hallowell Water District to create the Greater Augusta Utility District, takes effect upon:

1. The acceptance of both of the 2 questions specified in section 1, subsection 1 by a majority of the legal voters voting at the City of Augusta election pursuant to section 1 if the total number of votes cast for and against the acceptance of each question equals or exceeds 20% of the total vote for all candidates for Governor cast in the City of Augusta at the next previous gubernatorial election; and

2. The acceptance of the question specified in section 1, subsection 2 by a majority of the legal voters voting at the City of Hallowell election pursuant to section 1 if the total number of votes cast for and against the acceptance of the question equals or exceeds 20% of the total vote for all candidates for Governor cast in the City of Hallowell at the next previous gubernatorial election.

Sec. C-3. Election results; Augusta consolidation only. Part B, providing for the merger of the Augusta Water District and the Augusta Sanitary District to create the Greater Augusta Utility District, takes effect upon the acceptance of the question specified in section 1, subsection 1, question A by a majority of the legal voters voting at the City of Augusta election pursuant to section 1 if the total number of votes cast for and against the acceptance of the question equals or exceeds 20% of the total vote for all candidates for Governor cast in the City of Augusta at the next previous gubernatorial election and if the question specified in section 1, subsection 2 is not accepted by a majority of the legal voters voting at the City of Hallowell election pursuant to section 1.

Effective pending referendum.

CHAPTER 23

H.P. 1324 - L.D. 1892

An Act To Allow the City of Auburn To Adjust the Definition of "Original Assessed Value" for the City of Auburn's Mall Area Municipal Tax Increment Financing District and the City of Auburn's Downtown Area Municipal Tax Increment Financing District

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

Sec. 1. Authorization to adjust the definition of "original assessed value." Notwithstanding the Maine Revised Statutes, Title 30-A, section 5222, the City of Auburn may define "original assessed value" for the tax increment financing districts it designated between April 1, 2001 and March 31, 2002 as the assessed value of the districts as of April 1, 2001.

See title page for effective date.

CHAPTER 24

H.P. 1057 - L.D. 1532

An Act To Create a Service Model for Delivering Career and Technical Education

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

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Miscellaneous Acts and Resolves - Finance 0306

Initiative: Provides one-time funding for the Sanford vocational center to work jointly with affiliated school administrative units to research and develop program

ming for a regional career and technical education center.

GENERAL FUND	2007-08	2008-09
All Other	\$5,000	\$0
GENERAL FUND TOTAL	\$5,000	\$0

See title page for effective date.

CHAPTER 25

H.P. 685 - L.D. 910

An Act To Permit Public Schools in the Lower Kennebec River Area To Regionalize To Achieve Efficiency and Improve Quality

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

Sec. 1. Definitions. For the purposes of this Act, unless the context otherwise indicates, the following terms have the following meanings.

1. Certificate of organization. "Certificate of organization" has the same meaning as in the Maine Revised Statutes, Title 20-A, section 1203.

2. District. "District" means the state-approved unit of school administration organized by this Act.

3. Eligible municipalities. "Eligible municipalities" means the City of Bath and the towns of Arrowsic, Georgetown, Phippsburg, West Bath and Woolwich.

4. General laws. "General laws" means the general laws of the State.

5. Interim period. "Interim period" means the period from the date of issuance by the State Board of Education of a certificate of organization for the district through and including June 30, 2008.

6. Participating members. "Participating members" means the eligible municipalities that have voted to accept this Act pursuant to section 21 or who subsequently join the district.

7. Regional school unit. "Regional school unit" has the same meaning as in the Maine Revised Statutes, Title 20-A, section 1, subsection 24-B.

Sec. 2. Organization. Subject to the provisions of this Act, the school administrative units of the participating members are merged into and organized as a regional school unit to become operative on July 1, 2008, which shall provide public education to all

public school students of the participating members under and pursuant to the terms of this Act.

Sec. 3. Purposes. The district replaces the units of school administration of the participating members in order to improve the efficiency and quality of public education and for all other purposes described in this Act and in the general laws. The district serves as the state-approved unit of school administration to provide public education to all public school students in the district and is a regional school unit created under the provisions of this Act for purposes of the Maine Revised Statutes, Title 20-A, chapter 103-A and all other general laws.

Sec. 4. Name; certificate of organization. Upon receipt of the voting results from the eligible municipalities on the question whether to accept this Act, the State Board of Education shall determine if the Act has been accepted by the minimum threshold of participating members under section 21 to be effective and, if so, shall issue an interim certificate of organization in accordance with the general laws to the secretary of the school committee of each participating municipality. The board of directors elected in the interim period shall approve an official name for the district and shall file that name with the State Board of Education. The State Board of Education shall then issue an amended certificate of organization for the district that must include the official name.

Sec. 5. Applicability of general law. The district and its board of directors are subject to and have the powers, duties, benefits and authority conferred by this Act and, to the extent not inconsistent with this Act, the Maine Revised Statutes, Title 20-A, chapter 103-A and other general laws relating to public education and applicable to regional school units.

Sec. 6. Effect of statewide consolidation. Nothing contained in this Act prevents the district from being organized as a regional school unit on the same terms and conditions as the Legislature provides for regional school units throughout the State by Public Law 2007, chapter 240, Part XXXX to the extent not inconsistent with this Act.

Sec. 7. Applicability of local charters. In the event of any inconsistency between this Act, or the general laws incorporated by reference in this Act, and a participating member's charter or ordinance, this Act or, as applicable, the general laws control, and the inconsistent charter or ordinance provision must be deemed to be amended or repealed to the extent of the inconsistency. Without limitation of this section, the amounts raised, collected and paid by the City of Bath for district assessments may not be considered expenditures of the city subject to the limitations on municipal expenditures of section 617 of the city's charter; and section 606, "School Budget Component," and other provisions of the city charter applicable to the "School Budget Component" do not apply to district