

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 2008 to June 13, 2009

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 12, 2009

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

Augusta, Maine
2009

reau's reporting requirement under this section ends January 15, 2015.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 21, 2009.

CHAPTER 13

S.P. 234 - L.D. 619

An Act To Rename Certain Unorganized Townships in Washington County

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

PART A

Sec. A-1. Cathance Township. Wherever the designation No. 14 Twp. appears or reference is made to that unorganized territory, that designation or reference means Cathance Township.

PART B

Sec. B-1. Berry Township. Wherever the designation T 18 ED BPP appears or reference is made to that unorganized territory, that designation or reference means Berry Township.

PART C

Sec. C-1. Big Lake Township. Wherever the designation No. 21 Twp. appears or reference is made to that unorganized territory, that designation or reference means Big Lake Township.

PART D

Sec. D-1. Greenlaw Chopping Township. Wherever the designation T 27 ED BPP appears or reference is made to that unorganized territory, that designation or reference means Greenlaw Chopping Township.

PART E

Sec. E-1. Day Block Township. Wherever the designation T 31 MD BPP appears or reference is made to that unorganized territory, that designation or reference means Day Block Township.

See title page for effective date.

**CHAPTER 14
S.P. 378 - L.D. 1014**

An Act To Provide for the 2009 and 2010 Allocations of the State Ceiling on Private Activity Bonds

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

Whereas, the Maine Revised Statutes, Title 10, section 363 and Private and Special Law 2007, chapter 18 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 2009 but leave a portion of the state ceiling unallocated and do not provide sufficient allocations for certain types of private activity bonds that may require an allocation prior to the effective date of this Act if not enacted on an emergency basis; and

Whereas, if these bond issues must be delayed due to lack of available state ceiling, the rates and terms under which these bonds might be issued may be adversely affected, resulting in increased costs to beneficiaries or even unavailability of financing for certain projects; 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. Allocation to Treasurer of State. The \$5,000,000 in state ceiling for calendar year 2009 previously allocated to the Treasurer of State remains allocated to the Treasurer of State to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 5 for calendar year 2009. Five million dollars of the state ceiling for calendar year 2010 is allocated to the Treasurer of State to be used or reallocated in accordance with Title 10, section 363, subsection 5.

Sec. 2. Allocation to Finance Authority of Maine. The state ceiling on private activity bonds allocated to the Finance Authority of Maine is as follows.

1. The \$40,000,000 in state ceiling for calendar year 2009 previously allocated to the Finance Authority of Maine remains allocated to the Finance Authority of Maine to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 6 for calendar year 2009. Forty million dollars of the state ceiling for calendar year 2010 is

allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6.

2. The \$50,000,000 in state ceiling for calendar year 2009 previously allocated to the Finance Authority of Maine remains allocated to the Finance Authority of Maine, the entity designated pursuant to the Maine Revised Statutes, Title 20-A, section 11407, to be used or reallocated in accordance with Title 10, section 363, subsection 8-A. Twenty million dollars of previously unallocated state ceiling for calendar year 2009 is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6 for calendar year 2009. Sixty million dollars of the state ceiling for calendar year 2010 is allocated to the Finance Authority of Maine, the entity designated pursuant to Title 20-A, section 11407, to be used in accordance with Title 10, section 363, subsection 8-A.

Sec. 3. Allocation to Maine Municipal Bond Bank. The \$10,000,000 of the state ceiling for calendar year 2009 previously allocated to the Maine Municipal Bond Bank remains allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 7 for calendar year 2009. Ten million dollars of the state ceiling for calendar year 2010 is allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with Title 10, section 363, subsection 7.

Sec. 4. Allocation to Maine Educational Loan Authority. The \$40,000,000 of the state ceiling for calendar year 2009 previously allocated to the Maine Educational Loan Authority remains allocated to the Maine Educational Loan Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 8 for calendar year 2009. Forty million dollars of the state ceiling for calendar year 2010 is allocated to the Maine Educational Loan Authority to be used in accordance with Title 10, section 363, subsection 8.

Sec. 5. Allocation to Maine State Housing Authority. The \$40,000,000 of the state ceiling for calendar year 2009 previously allocated to the Maine State Housing Authority remains allocated to the Maine State Housing Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 4 for calendar year 2009. Ten million dollars of previously unallocated state ceiling for calendar year 2009 is allocated to the Maine State Housing Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 4 for calendar year 2009. Fifty million dollars of the state ceiling for calendar year 2010 is allocated to the Maine State Housing Authority to be used or reallocated in accordance with Title 10, section 363, subsection 4.

Sec. 6. Unallocated state ceiling. Of the state ceiling for calendar year 2009, \$58,270,000 is unallocated and must be reserved for future allocation in accordance with applicable laws. Of the state ceiling for calendar year 2010, \$68,270,000 is unallocated and must be reserved for future allocation in accordance with applicable laws.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 6, 2009.

CHAPTER 15

S.P. 331 - L.D. 883

An Act To Amend the Charter of the Tenants Harbor Standard Water District

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

Whereas, it is imperative that the election of the board of trustees of the Tenants Harbor Standard Water District be clarified; 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 1997, c. 17, §5 is amended to read:

Sec. 5. Terms of trustees. After Notwithstanding the Maine Revised Statutes, Title 35-A, section 6410, subsection 1, after the election of the first board, trustees are elected to 3-year terms in accordance with Title 35-A, section 6410, subsection 1 this section. When the term of office of a trustee expires, the trustee's successor is elected at large by a plurality vote of the voters of the district at the annual meeting of the district. A vacancy is filled in the same manner for the unexpired term by a special election called by the trustees. The trustees shall make and keep a complete list of all registered voters resident in the district. Notice of annual meetings and special elections to elect trustees must be published not less than 4 weeks before the meeting or election.

Sec. 2. Retroactivity. This Act is retroactive to January 1, 1999.