

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

CHAPTER 116
S.P. 509 - L.D. 1390

**Resolve, Directing the State
Tax Assessor To Adjust the
State Valuation for the Town
of Topsham**

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 2009 state valuation for the Town of Topsham was calculated using incorrect information; and

Whereas, the correct valuation results in an increase in the 2009 state valuation for Topsham; and

Whereas, without this correction, Topsham would be paying less than its equitable portion of the Sagadahoc County tax for 2009-2010 and the School Administrative District 75 school budget for 2010-2011, which would require surrounding municipalities in Sagadahoc County and School Administrative District 75 to pay more than their equitable share; and

Whereas, this correction needs to be done before Sagadahoc County determines the 2009-2010 town assessments; 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

Sec. 1. Adjustment of state valuation for Town of Topsham. Resolved: That the State Tax Assessor shall adjust the 2009 state valuation for the Town of Topsham to be \$884,150,000.

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

Effective June 9, 2009.

CHAPTER 117
H.P. 817 - L.D. 1178

**Resolve, Regarding Legislative
Review of Portions of Chapter
131: The Maine Federal, State,
and Local Accountability
Standards, a Major
Substantive Rule of the
Department of Education**

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 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above-named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 131: The Maine Federal, State, and Local Accountability Standards, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

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

Effective June 9, 2009.

CHAPTER 118
H.P. 1012 - L.D. 1460

**Resolve, Regarding Legislative
Review of Portions of Chapter
41: Special Restrictions on
Pesticide Use, a Major
Substantive Rule of the
Department of Agriculture,
Food and Rural Resources,
Board of Pesticides Control**

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 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and