

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

(EMERGENCY)

FIRST SPECIAL SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 1802

S.P. 638

In Senate, September 6, 1983

Reference to the Committee on Judiciary. Sent down for concurrence and ordered printed.

Approved for introduction by the Legislative Council pursuant to Joint Rule 26.

JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Trafton of Androscoggin.

Cosponsor: Representative Hobbins of Saco.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-THREE

**AN ACT to Make Corrections of Errors
and Inconsistencies in the Laws of Maine.**

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

Whereas, Acts of this and previous Legislatures have resulted in certain technical errors and inconsistencies in the laws of Maine; and

Whereas, these errors and inconsistencies create uncertainties and confusion in interpreting legislative intent; and

Whereas, it is vitally necessary that these uncertainties and this confusion be resolved in order to prevent any injustice or hardship to the citizens of Maine; and

1 Whereas, in the judgment of the Legislature,
2 these facts create an emergency within the meaning of
3 the Constitution of Maine and require the following
4 legislation as immediately necessary for the preser-
5 vation of the public peace, health and safety; now,
6 therefore,

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

9 Sec. 1. 4 MRSA §152, sub-§4, as repealed and
10 replaced by PL 1983, c. 447, §1, is amended to read:

11 4. Exclusive jurisdiction. Original jurisdic-
12 tion, not concurrent with that of the Superior Court,
13 of mental health commitment hearings under Title 34,
14 chapter 229 191, mental retardation certification
15 hearings under Title 34, chapter 229 and small claims
16 actions under Title 14, chapter 738; and

17 Sec. 2. 5 MRSA §1124, sub-§1, ¶B, as repealed
18 and replaced by PL 1983, c. 146, §2, and as amended
19 by PL 1983, c. 480, Pt. A, §7, is repealed and the
20 following enacted in its place:

21 B. In lieu of accepting the payment provided in
22 paragraph A, the first of certain designated ben-
23 eficiaries, if living at the death of the member
24 or former member, may elect to substitute the
25 benefits described in subparagraph (1). The des-
26 ignated beneficiary shall be a spouse, child or
27 children of the member or former member, mother
28 or father, mother and father, or if no designa-
29 tion was made, the first of the following listed
30 persons, if any, alive at the death of the member
31 or former member, spouse, child or children, par-
32 ents or parent of the deceased.

33 (1) Benefits. Benefits shall be as fol-
34 lows.

35 (a) A spouse, alive at the time of
36 the death of the member or former
37 member, shall be paid \$150 a month,
38 commencing the first month after that
39 death occurs, and continuing until the
40 date of his death, providing that

1 either the deceased member or former
2 member had 10 years of creditable ser-
3 vice at the time of his death or that
4 the surviving spouse is certified by
5 the medical board to be permanently
6 mentally incompetent or permanently
7 physically incapacitated and deter-
8 mined by the executive director to be
9 unable to engage in any substantially
10 gainful employment. This spouse shall
11 not receive this benefit simultaneously
12 with that provided by division (b).

13 (b) A spouse, alive at the time of
14 the death of the member or former
15 member who has the care of the child or
16 children, as defined by section 1001,
17 subsection 6, of the deceased member or
18 former member, shall be paid \$150 a
19 month, commencing the first month after
20 the death occurs and continuing during
21 his lifetime for such time as these
22 children are in his care.

23 (c) The child or children, as defined
24 by section 1001, subsection 6, of the
25 deceased member or former member, shall
26 receive benefits as follows.

27 One child shall be paid \$150 per month.

28 Two children shall be paid \$225 per
29 month, which shall be divided equally
30 between them.

31 Three children or more shall be paid
32 \$300 per month, which shall be divided
33 equally among them.

34 The benefits shall commence the first
35 month after the death of the member or
36 former member and be payable to each
37 child, in accordance with Title 18-A,
38 Article V, so long as he meets the def-
39 inition of "child" as set forth in
40 section 1001, subsection 6. When any
41 child becomes ineligible to receive

1 benefits under this subparagraph, the
2 other children, if any, shall continue
3 to receive benefits in accordance with
4 the foregoing schedule.

5 (d) A spouse, living at the time of
6 death of the member or former member,
7 shall be paid \$150 a month, commencing
8 the first month after the attainment of
9 60 years of age and continuing until
10 the date of his death. This spouse
11 shall not receive this benefit simulta-
12 neously with that provided by division
13 (a) or (b).

14 (e) A parent, if living at the time of
15 the death of the member or former
16 member, and at least 60 years of age or
17 when that age is attained shall be paid
18 \$150 per month. If both parents are
19 eligible to benefits under this
20 section, and the older parent elects
21 benefits under this subsection, the
22 younger parent shall receive \$105 per
23 month if at least 60 years of age or
24 when that age is attained. Upon the
25 death of either parent, the survivor
26 shall receive \$150 per month.

27 The payments to any parent shall com-
28 mence the first month after the death
29 of the member or former member occurs
30 and continue until death. Benefits are
31 only payable under this provision in
32 the event no other benefits have been
33 received in accordance with division
34 (a), (b), (c) or (d).

35 (2) Transfer of accumulated contributions.
36 If benefits are paid under paragraph B, the
37 amount of deceased member's accumulated con-
38 tributions in the Members' Contribution Fund
39 shall be transferred to the Survivors' Bene-
40 fits Fund, and the amount of former member's
41 accumulated contributions in the Retirement
42 Allowance Fund shall be transferred to the
43 Survivors' Benefits Fund.

1 (3) Death of beneficiary before payment.
2 In the event that any person becomes enti-
3 tled to the payment of benefits under this
4 section and dies before either the refund
5 check or the initial survivor benefit check
6 shall be endorsed and presented to a holder
7 in due course then it shall be considered as
8 if such person had predeceased the member or
9 former member. Any beneficiary of this
10 section shall have the right to change his
11 choice of payment at any time up to the
12 point of endorsement and presentation to a
13 holder in due course of either the refund
14 check or the initial survivor benefit pay-
15 ment.

16 Sec. 3. 5 MRS §1671, as enacted by PL 1983, c.
17 477, Pt. E, Sub-pt. 19, is reallocated to be Title
18 5, §1672.

19 Sec. 4. 7 MRS §1029, as enacted by PL 1983, c.
20 582, §3, is amended to read:

21 §1029. Purpose

22 The maintenance of an orderly system for market-
23 ing potatoes is essential to the survival of the
24 potato industry. The purpose of this Article is to
25 require the licensing of first handlers who pack
26 truckload quantities of potatoes in order to facili-
27 tate improvements in the current market structure.
28 The Legislature finds that the improvement of the
29 Maine potato industry is of substantial and unique
30 significance to the economy and ~~well being~~ well-being
31 of the people of northern Maine and the State as a
32 whole.

33 Sec. 5. 7 MRS §1029-C, sub-§1, as enacted by PL
34 1983, c. 582, §3, is amended to read:

35 1. Prohibition. Notwithstanding any other
36 licensing requirements, no person may pack, or cause
37 to be packed, potatoes in truckload quantities in
38 this State unless duly licensed as a first handler,
39 as provided in this Article. Every person before
40 acting as a packer shall file an application with the
41 commissioner for a license to be accompanied by the
42 license fee provided in this Article.

1 Sec. 6. 13-B MRSA §301, sub-§1, ¶B, as amended
2 by PL 1983, c. 50, §2 and as amended by PL 1983, c.
3 86, §3, is repealed and the following enacted in its
4 place:

5 B. Shall not be the same as, or deceptively
6 similar to, the name of any domestic business or
7 nonprofit corporation existing under the laws of
8 this State or any foreign corporation authorized
9 to transact business or nonprofit corporation
10 authorized to carry on activities in this State,
11 or a name the exclusive right to which is, at the
12 time, reserved in the manner provided in this
13 Act, or in Title 13-A, section 302, or the name
14 of a business or nonprofit corporation which has
15 in effect a registration of its corporate name,
16 or the assumed name of a business corporation as
17 provided for in Title 13-A, section 307, or of a
18 nonprofit corporation as provided in section 308,
19 unless the other corporation executes and files
20 with the Secretary of State proof of a resolution
21 of its board of directors authorizing the use of
22 a similar name by the corporation seeking to use
23 that similar name; and

24 Sec. 7. 14 MRSA §1602, sub-§1, as repealed and
25 replaced by PL 1983, c. 427, §1, is amended to read:

26 1. Prejudgment interest; rate; avoidance. In
27 all civil actions, except those actions involving a
28 contract or note which contains a provision relating
29 to interest, prejudgment interest shall be assessed
30 at the rate of 8% per year.

31 Prejudgment interest shall accrue from the time of
32 notice of claim setting forth under oath the cause of
33 action, served personally or by registered or certi-
34 fied mail upon the defendant until the date on which
35 an order of judgment is entered. If no notice of
36 claim has been given to the defendant, prejudgment
37 interest shall accrue from the date on which the com-
38 plaint is filed. If the prevailing party at any time
39 requests and obtains a continuance for a period in
40 excess of 30 days, interest shall be suspended for
41 the duration of the continuance. On petition of the
42 nonprevailing party and on a showing of good cause,
43 the trial court may order that interest awarded by
44 this section shall be fully or partially waived.

1 Sec. 8. 17-A MRSA §602, sub-§1, ¶B, as amended
2 by PL 1981, c. 349, §1, is further amended to read:

3 B. Being a public servant, party official, can-
4 didate for electoral office or voter, he solic-
5 its, accepts or agrees to accept any pecuniary
6 benefit from another knowing or believing the
7 other's purpose to be as described in ~~subsection~~
8 ~~17~~ paragraph A, or fails to report to a law
9 enforcement ~~office~~ officer that he has been
10 offered or promised a pecuniary benefit in viola-
11 tion of ~~subsection 17~~ paragraph A; or

12 Sec. 9. 18-A MRSA §3-711, as enacted by PL 1979,
13 c. 540, §1, is repealed and the following enacted in
14 its place:

15 §3-711. Powers of personal representatives; in gen-
16 eral

17 Until termination of his appointment, a personal
18 representative has the same power over the title to
19 property of the estate that an absolute owner would
20 have, in trust however, for the benefit of the credi-
21 tors and others interested in the estate. This power
22 may be exercised without notice, hearing or order of
23 court, except as limited by this section. The per-
24 sonal representative shall not sell or transfer any
25 interest in real property of the estate without
26 giving notice at least 10 days prior to that sale or
27 transfer to any person succeeding to an interest in
28 that property, unless the personal representative is
29 authorized under the will to sell or transfer real
30 estate without this notice.

31 Sec. 10. 21 MRSA §103, sub-§2, as enacted by PL
32 1983, c. 425, §4, is repealed.

33 Sec. 11. 21 MRSA §103-A, sub-§2 is enacted to
34 read:

35 2. Absentee ballot request. If a person
36 residing outside the United States uses a federal
37 postcard application to register to vote, that appli-
38 cation may also be used to request an absentee bal-
39 lot.

1 Sec. 12. 21 MRSA §1571-B, sub-§5, House of
2 Representatives Districts Number 14, 23, 33, 35, 42,
3 84, 88, 93, 99, 100, 104, 105, 115, 123, 127, 128,
4 129, 132, 137, 139, 150 and 151, as enacted by PL
5 1983, c. 93, §5, are amended to read:

6 District Number 14, in the County of York, con-
7 sisting of the municipality of Dayton and that
8 portion of the City of Biddeford west of a line
9 described as follows: Beginning at the
10 Biddeford-Saco boundary and its intersection with
11 Main Street; thence west on Main Street to South
12 Street; thence south on South Street to Crescent
13 Street; thence south on Crescent Street to Elm
14 Street; thence south on Elm Street to the Alfred
15 Road; thence west on the Alfred Road to the
16 Boston and Maine Railroad; thence south on the
17 Boston and Maine Railroad on the
18 Biddeford-Arundel boundary; and that portion of
19 the Town of Hollis southeast of a line described
20 as follows: Beginning at the northermost inter-
21 section of the Hollis-Buxton boundary and the
22 Saco River; thence south along the Saco River to
23 the Route 112 bridge between Hollis and West
24 Buxton; thence west on Route 112 to Route 35;
25 thence south on Route 35 to Tylers Corners Cor-
26 ners; thence west on the Saco Road to the Haley
27 Road; thence southwest on the Haley Road to the
28 intersection of Route 117; thence west on the
29 Pleasant Hill Road from its intersection with
30 Route 117 to its intersection with the
31 Waterboro-Hollis boundary.

32 District Number 23, in the County of Cumberland
33 consisting of that portion of the City of South
34 Portland enclosed by a line described as follows:
35 Beginning at the South Portland-Scarborough
36 boundary and its intersection with Main Street;
37 thence north on Maine Main Street, U.S. Route 1,
38 to Broadway; thence east on Broadway to Elm
39 Street; thence north on Elm Street on a direct
40 line to the Fore River; thence east along the
41 Fore River to a point due north of Pine Street's
42 northernmost end; thence south on a line due
43 south to Pine Street; thence east on Pleasant
44 Street to Sawyer Street; thence south on Sawyer
45 Street to Cottage Road; thence west on Cottage

1 Road to Hillside Avenue; thence southwest on
2 Hillside Avenue to Pitt Street; thence west on
3 Pitt Street to Providence Avenue; thence south on
4 Providence Avenue to Mount Vernon Street,
5 Lawrence Lano Street; thence west on Mount Vernon
6 Street, across Trout Brook, so-called, to the
7 continuation of Mount Vernon Street; thence due
8 west to Ocean Street; thence north on Ocean
9 Street to Highland Avenue; thence southwest on
10 Highland Avenue to Stillman Street; thence south
11 on Stillman Street to the South Portland-Cape
12 Elizabeth boundary; thence west along the South
13 Portland-Cape Elizabeth boundary to the South
14 Portland-Scarborough boundary; thence west along
15 the South Portland-Scarborough boundary to the
16 starting point.

17 District Number 33, in the County of Cumberland,
18 consisting of that portion of the City of
19 Westbrook to the south and east of a line de-
20 scribed as follows: Beginning at the
21 Scarborough-Westbrook boundary and its intersec-
22 tion with Saco Street; thence north on Saco
23 Street to Bernadette Street; thence west on
24 Bernadette Street to ~~Alphonse Street~~ Alphonse Avenue;
25 thence north on ~~Alphonse Street~~ Alphonse Avenue to
26 ~~Huntress Street~~ Huntress Avenue; thence north on ~~Huntress~~
27 ~~Street~~ Avenue to Arlington Avenue; thence west
28 and north on Arlington Avenue to Longfellow
29 Street; thence east on Longfellow Street to the
30 westernmost unnamed road which connects
31 Longfellow Street and the New Gorham Road; thence
32 north on the unnamed road to the New Gorham Road;
33 thence east on the New Gorham Road to the point
34 where it becomes Main Street; thence east on Main
35 Street to Saco Street; thence south on Saco
36 Street to West Valentine Street; thence east on
37 West Valentine Street to West Pleasant Street;
38 thence north on West Pleasant Street to Quimby
39 Avenue; thence east on Quimby Avenue to the point
40 where it becomes Cross Street; thence east on
41 Cross Street to Brackett Street; thence north on
42 Brackett Street to Wayside Drive; thence east on
43 Wayside Drive to Stroudwater Street; thence north
44 on Stroudwater Street to Main Street; thence west
45 on Main Street to Foster Street; thence on
46 Foster Street to the Presumpscot River; thence

1 north and east along the Presumpscot River to
2 that point where the municipalities of Portland-
3 Falmouth-Westbrook come together; and that por-
4 tion of the City of Portland enclosed by a line
5 described as follows: Beginning at the
6 Westbrook-Portland boundary and its intersection
7 with the Boston and Maine Railroad; thence east
8 on the Boston and Maine Railroad to the point
9 nearest the intersection of Holm Avenue and
10 Birchwood Drive; thence south on Holm Avenue to
11 Robin Street; thence east on Robin Street to Taft
12 Avenue; thence south on Taft Avenue to Godfrey
13 Street; thence east on Godfrey Street to Purchase
14 Street; thence west and south on Purchase Street
15 to Popham Street; thence west on Popham Street to
16 Cabot Street; thence south on Cabot Street to
17 Brighton Avenue; thence west on Brighton Avenue
18 to the Portland-Westbrook boundary.

19 District Number 35, in the County of Cumberland,
20 consisting of portions of the municipalities of
21 Gorham, Windham and Westbrook, described in this
22 district: Being that portion of the Town of
23 Gorham south and east of a line described as fol-
24 lows: Beginning at the Buxton-Gorham town line at
25 its intersection with Route 202/4; thence north-
26 east on Route 202/4 to the Gorham High School ac-
27 cess road; thence east on the access road to
28 School Drive; thence south on School Drive to
29 Morrill Avenue; thence east on Morrill Avenue to
30 South Street; thence south on South Street to
31 Robie Avenue; thence east on Robie Avenue to
32 Robie Street; thence north on Robie Street to
33 Railroad Avenue; thence east on Railroad Avenue
34 to Mechanic Street; thence north on Mechanic
35 Street to the New Portland Road; thence east on
36 the New Portland Road to Libby Avenue; thence
37 north on Libby Avenue to State Highway 25; thence
38 east on State Highway 25 to the Mosher Road;
39 thence north on the Mosher Road to the Little
40 River; thence east and north to the Presumpscot
41 River; and also ~~contained~~ containing that portion
42 of the City of Westbrook enclosed by a line de-
43 scribed as follows: Beginning at the
44 Scarborough-Westbrook boundary at its intersec-
45 tion with Saco Street; thence north on Saco
46 Street to Bernadette Street; thence west on

1 Bernadette Street to Alphonse ~~Street~~ Avenue;
2 thence north on Alphonse ~~Street~~ Avenue to
3 Huntress ~~Street~~ Avenue; thence north on Huntress
4 ~~Street~~ Avenue to Arlington Avenue; thence west
5 and north on Arlington Avenue to Longfellow
6 Street; thence east on Longfellow Street to an
7 unnamed road which connects Longfellow Street and
8 the New Gorham Road at a point between Canal and
9 Fairlawn Streets; thence north on the unnamed
10 road to the New Gorham Road; thence east on the
11 New Gorham Road to the point where it becomes
12 Main Street; thence east on Main Street to the
13 bridge connecting Main Street and Bridge Street;
14 thence north on the bridge to the Presumpscot
15 River; thence northwest along the Presumpscot
16 River to the Gorham-Westbrook boundary; thence
17 south on the Gorham-Westbrook boundary to the
18 Gorham-Scarborough-Westbrook boundary; thence
19 east on the Scarborough-Westbrook boundary to the
20 beginning point; and that portion of Windham to
21 the south and east of a line described as fol-
22 lows: Beginning at the Windham-Falmouth boundary
23 at its intersection with Falmouth Road; thence
24 northwest on Falmouth Road to Albion Road; thence
25 southwest along Albion Road to Pope Road; thence
26 southeast on Pope Road to Chute Street; thence
27 south on Chute Street to Webb Road; thence north-
28 west on Webb Road to Black Brook; thence south on
29 Black Brook to River Road; thence northwest along
30 River Road to Route 202; thence north along Route
31 202 to Wood Road; thence southwest along Wood
32 Road to River Road; thence northwest along River
33 Road to Newhall Road; thence southwest along
34 Newhall/Gumbo Road to the Gorham-Windham bound-
35 ary.

36 District Number 42, in the County of Cumberland,
37 consisting of that portion of the municipality of
38 Brunswick south and east of a line described as
39 follows: Beginning at the Freeport-Brunswick
40 boundary at its intersection with Church Road;
41 thence north on Church Road to Pleasant Street;
42 thence east on Pleasant Street to Stanwood
43 Street; thence south on Stanwood Street to McKeen
44 Street; thence west on McKeen Street to Baribeau
45 ~~Street~~ Drive; thence south on Baribeau ~~Street~~
46 Drive to McMillan Drive; thence east on McMillan

1 Drive to Richards Drive; thence east on Richards
2 Drive to Maine Street; thence north on Maine
3 Street to Longfellow Avenue; thence east on
4 Longfellow Avenue to Coffin Street; thence south
5 on Coffin Street to Grove Street; thence east on
6 Grove Street to Harpswell Road; thence south on
7 Harpswell Road to Hambleton Avenue; thence east
8 on Hambleton Avenue to the boundary of the
9 Brunswick Naval Air Station; thence north on the
10 western boundary of the Brunswick Naval Air Sta-
11 tion to Bath Road; thence east on the Bath Road
12 to the Brunswick-West Bath boundary.

13 District Number 52, in Oxford County, consisting
14 of the municipalities of Hartford, Mexico, Milton
15 Township, Roxbury, Sumner, Woodstock and that
16 portion of the municipality of Rumford south and
17 east west of a line described as follows: Begin-
18 ning at the confluence of the Swift River and the
19 Androscoggin River; thence south along the
20 Androscoggin River to the nearest point of the
21 river to the intersection of Route 2 and the East
22 Andover Road; thence on a straight line through
23 the intersection to the East Andover Road; thence
24 northwest on the East Andover Road to the
25 Andover-Rumford boundary.

26 District Number 53, in Oxford County, consisting
27 of the municipality of Andover and that portion
28 of the municipality of Rumford north and ~~west~~
29 east of a line described as follows: Beginning
30 at the ~~confluence of the Swift River and the~~
31 ~~Androscoggin River~~ Rumford-Mexico Bridge over the
32 Androscoggin River thence southwest along Rail-
33 road Street to the intersection with Route 108;
34 thence westward along Route 108 to the junction
35 of the Boise Cascade private road; thence in a
36 southern direction along the Boise Cascade pri-
37 ivate road to the junction of the South Rumford
38 Road near the High Bridge; thence westward along
39 the South Rumford Road to the Androscoggin River
40 at the High Bridge; thence south along the
41 Androscoggin River to the nearest point of the
42 river to the intersection of Route 2 and the East
43 Andover Road; thence on a straight line through
44 the intersection; thence northwest on the East
45 Andover Road to the Andover-Rumford boundary.

1 District Number 70, consisting of the municipal-
2 ity of Durham, in Androscoggin County, and that
3 portion of Brunswick in Cumberland County, to the
4 west and north of a line described as follows:
5 Beginning at the Topsham-Brunswick bridge; thence
6 south on Maine Street to Mill Street; thence west
7 on Mill Street to Union Street; thence south on
8 Union Street to Pleasant Street; thence east on
9 Pleasant Street to Maine Street; thence south on
10 Maine Street to Noble Street; thence west on
11 Noble Street to Union Street; thence south on
12 Union Street to Weymouth Street; thence west on
13 Weymouth Street to Spring Street; thence north on
14 Spring Street to Hennessey Avenue; thence west on
15 Hennessey Avenue to Stanwood Street; thence north
16 on Stanwood Street to Pleasant Street; thence
17 west on Pleasant Street to Church Road; thence
18 south on Church Road to the Freeport-Brunswick
19 boundary; and that portion of the City of Auburn,
20 in Androscoggin County, enclosed by a line de-
21 scribed as follows: Beginning at the ~~Durham-New~~
22 ~~Gloucester~~ Auburn-New Gloucester boundary at its
23 intersection with the Trapp Road; thence north on
24 Trapp Road to the Pownal Road; thence north on
25 the Pownal Road to the Harmon's Corner Road;
26 thence east on the Harmon's Corner Road to the
27 South Witham Road; thence south on the South
28 Witham Road to the Soper's Mill Road; thence
29 north on the Soper's Mill Road to Soper's Mill
30 Brook; thence east on Soper's Mill Brook to State
31 Highway 136; thence south on State Highway 136 to
32 the Durham-Auburn boundary; thence south along
33 the Durham-Auburn boundary to the
34 Auburn-Durham-New Gloucester boundary; thence
35 north along the Auburn-New Gloucester boundary to
36 the starting point; and that portion of the Town
37 of Lisbon, in Androscoggin County, enclosed by a
38 line described as follows: Beginning at the
39 Topsham-Lisbon boundary and its intersection at
40 Lisbon Street; thence west on Lisbon Street to
41 Summer Street; thence north on Summer Street to
42 Tarr Street; thence east on Tarr Street to Jack
43 Lane; thence north on Jack Lane to Libby Street;
44 thence west on Libby Street to Summer Street;
45 thence north on Summer Street to Edgecomb Street;
46 thence west on Edgecomb Street to Main Street;
47 thence south on Main Street to Hewey Street;

1 thence east on Hewey Street to Crossman Street;
2 thence south on Crossman Street to North Street;
3 thence west on North Street to Free Street;
4 thence south on Free Street to Earle Street;
5 thence west on Earle Street to Main Street;
6 thence north on Main Street to North Street;
7 thence west on North Street to Vining Street;
8 thence north on Vining Street to North Street;
9 thence west on North Street to Pleasant Street;
10 thence south on Pleasant Street to Lisbon Street;
11 thence east and south on Lisbon Street to Main
12 Street; thence south on Main Street to the inter-
13 section of Route 9; thence south on Route 9 to
14 the Lisbon-Durham boundary; thence east along the
15 Lisbon-Durham boundary to the Lisbon-Topsham
16 boundary.

17 District Number 84, consisting of the municipali-
18 ties of Jefferson and Somerville, and the
19 unorganized territory of Hibberts Gore, in Lin-
20 coln County, and the municipalities of Appleton,
21 Hope, Union and Washington in Knox County and the
22 municipalities of Liberty and Palermo in Waldo
23 County; ~~Union and Washington in Knox County.~~

24 District Number 88, in Kennebec County, consist-
25 ing of that portion of the City of Augusta, north
26 and east of a line described as follows: Begin-
27 ning at the Vassalboro-Augusta border, at its
28 intersection with the Kennebec River, thence pro-
29 ceeding south along the Kennebec River to Memo-
30 rial Bridge; thence proceeding east across Memo-
31 rial Bridge to Howard Street; thence south and
32 east on Howard Street to Arsenal Street; thence
33 south on Arsenal Street to Eastern Avenue; thence
34 east on Eastern Avenue to Hospital Street; thence
35 south on Hospital Street to First Avenue; thence
36 east on First Avenue to the intersection of
37 Mayflower Road; thence east on Mayflower Road to
38 Porter Street; thence north on Porter Street to
39 Route 17; thence east on Route 17 to Cony Road;
40 thence north on Cony Road to Cony Street Exten-
41 sion; thence east at the intersection of Cony
42 Road and Cony Street Extension to Riggs Brook;
43 thence north on Riggs Brook to South Belfast Ave-
44 nue, Route 105; thence east on Route 105 to the
45 Windsor town boundary.

1 District Number 93, in Kennebec County, consist-
2 ing of the municipalities of Farmingdale,
3 Litchfield, West Gardiner and that portion of
4 Randolph south of a line described as follows:
5 Beginning at the Kennebec River; thence east at
6 the site of the former Gardiner-Randolph bridge
7 to the intersection of Bridge Street, Water
8 Street and Route 226, also known as Windsor
9 Street; thence east on Route 226 to the
10 Randolph-Chelsea boundary.

11 District Number 99, in Kennebec Somerset County,
12 consisting of the municipalities of Fairfield and
13 Smithfield, and that portion of the municipality
14 of Skowhegan enclosed by a line described as fol-
15 lows: Beginning at the Fairfield-Skowhegan
16 boundary at its intersection with Middle Road;
17 thence north on Middle Road to Bigelow Street;
18 thence north and east on Bigelow Street to Route
19 201; thence east on Route 201 a distance of .8
20 (eight-tenths) mile; thence on a direct line
21 northeast across an abandoned railroad track to
22 the Kennebec River; thence southeast to a point
23 south of where Wesserunsett Stream enters the
24 Kennebec; thence north along Wesserunsett Stream
25 to Route 2; thence east on Route 2 to the East
26 River Road; thence south on East River Road to
27 the Skowhegan-Clinton boundary; thence west along
28 the boundary to the Fairfield-Skowhegan boundary;
29 thence west along the Fairfield-Skowhegan bound-
30 ary to the starting point, the area to correspond
31 to Enumeration District 522 of the 1980 Census,
32 State of Maine.

33 District Number 100, in Kennebec Somerset County,
34 consisting of that portion of the municipality of
35 Skowhegan north of a line described as follows:
36 Beginning at the westernmost junction of the
37 Skowhegan-Fairfield boundary; thence east along
38 the boundary to the Middle Road; thence north on
39 Middle Road to Bigelow Street; thence north and
40 east on Bigelow Street to Route 201; thence east
41 on Route 201 a distance of .8 (eight-tenths)
42 mile; thence on a direct line northeast across an
43 abandoned railroad track to the Kennebec River;
44 thence southeast to a point south of where
45 Wesserunsett ~~Street~~ Stream enters the Kennebec

1 River; thence north along Wesserunsett Stream to
2 Route 2; thence east on Route 2 to the East River
3 Road; thence south on East River Road to the
4 Skowhegan-Clinton boundary; thence east on the
5 boundary to the southeasternmost boundary of
6 Skowhegan and Clinton.

7 District Number 104, consisting of the municipal-
8 ities of Cambridge, Harmony and Ripley in
9 Somerset County, and the municipalities of Abbot,
10 Beaver Cove, Blanchard Plantation, Cambridge,
11 Elliottsville Plantation, Greenville, Kingsbury
12 Plantation, Monson, Parkman, Ripley, Sangerville,
13 Shirley and Wellington in Piscataquis County, and
14 the municipality of Harmony in Somerset County,
15 and the unorganized territory of Elliottsville
16 Plantation, northwest Piscataquis Unorganized
17 Territory, consisting of Big Squaw Township, Cove
18 Point Township, Hartford's Point Township and
19 Little Squaw Township; and that portion of the
20 northeast Piscataquis Unorganized Territory north
21 of a line described as follows: Beginning at the
22 intersection of the Golden Road and the northern
23 boundary of Beaver Cove; thence north on the
24 Golden Road to the point where Roach River flows
25 from First Roach Pond; thence east on a line
26 passing through Rowell Brook; thence east along
27 the south shore of Second Road Roach Pond; thence
28 north on unnamed logging road to Penobscot Pond;
29 thence east on same unnamed road along the north
30 shore of Penobscot Pond; thence south along a
31 branch of the same road to Little Penobscot Pond;
32 thence east along a flowage including the follow-
33 ing landmarks: Sing-Sing Pond, Hedgehog Pond,
34 Rabbit Pond, Leavitt Pond, Pratt Brook, Mud Pond,
35 Mud Brook and Middle Jo-Mary Lake, north shore,
36 to the Penobscot County-Piscataquis County bound-
37 ary, the line to correspond to the northern line
38 of Enumeration District 104, 1980 Census, State
39 of Maine.

40 District Number 105, consisting of the municipal-
41 ities of Barnard Plantation, Bowerbank,
42 Brownville, Lake View Plantation, Medford, Milo
43 and Willimantic, the unorganized territory of
44 Barnard Plantation, the southeast unorganized
45 territory of Piscataquis County and that portion

1 of the northeast Piscataquis Unorganized Ter-
2 ritory enclosed by a line described as follows:
3 Beginning at the intersection of the Golden Road
4 and the northern boundary of Beaver Cove; thence
5 north on the Golden Road to the point where Roach
6 River flows from First Roach Pond; thence east on
7 a line passing through Rowell Brook; thence east
8 along the south shore of Second Road Roach Pond;
9 thence north on unnamed logging road to Penobscot
10 Pond; thence east on same unnamed road along the
11 north shore of Penobscot Pond; thence south along
12 a branch of same road to Little Penobscot Pond;
13 thence east along a flowage including the follow-
14 ing landmarks: Sing-Sing Pond, Hedgehog Pond,
15 Rabbit Pond, Leavitt Pond, Pratt Brook, Mud Pond,
16 Mud Brook to Middle Jo-Mary Lake, north shore, to
17 the Penobscot County-Piscataquis County boundary;
18 thence south along that boundary to the northern
19 boundary of Lake View Plantation; west along the
20 boundary to Brownville's northern boundary;
21 thence west along the boundary to Brownville's
22 western boundary; thence south along the boundary
23 to the northern boundary of Sebec; thence west
24 along that boundary to the eastern boundary of
25 Barnard Plantation; thence north along the bound-
26 ary to the northern boundary of the plantation;
27 thence west along the boundary to the northern
28 boundary of Bowerbank; thence west along the
29 boundary to the eastern boundary of Elliotsville
30 Plantation; thence north along the boundary to
31 the northern boundary of the plantation; thence
32 west along the boundary to the eastern boundary
33 of Greenville; thence north along the eastern
34 boundary of Greenville to the southern boundary
35 of Beaver Cove; thence east along the
36 plantation's southern boundary to its eastern
37 boundary; north along its eastern boundary to its
38 northern boundary; thence west along its northern
39 boundary to the starting point; the area enclosed
40 by the line to correspond to the area of Enumer-
41 ation District 104, 1980 Census, State of Maine;
42 and the municipalities of Bradford, Charleston
43 and Hudson in Penobscot County.

44 District Number 115, in Penobscot County, con-
45 sisting of the municipalities of Glenburn and
46 Hermon and that portion of the City of Bangor

1 south and west of a line described as follows:
2 Beginning at the Hampden-Bangor boundary at its
3 intersection with the Maine Central Railroad;
4 thence northwest on the Maine Central Railroad
5 tracks to Reny Perry Road; thence east on Perry
6 Road to Webster Avenue; thence northeast on
7 Webster Avenue to the northern boundary of the
8 municipal golf course; thence southeast along the
9 boundary to the western boundary of Bass Park;
10 thence northeast along the Bass Park boundary to
11 its intersection with a direct line from the end
12 of Silver Road to Bass Park; thence northwest
13 along the line to Silver Road; thence northwest
14 on Silver Road to 7th Street; thence northeast on
15 7th Street to Buck Street; thence northwest on
16 Buck Street to West Broadway; thence northeast on
17 West Broadway to Hammond Street; thence west on
18 Hammond Street to Allen Street; thence northwest
19 on Allen Street to 14th Street; thence southwest
20 on 14th Street to Hammond Street; thence west on
21 Hammond Street to the eastern boundary of Bangor
22 Municipal Airport; thence following the airport
23 boundary south and then west to the Hermon-Bangor
24 boundary.

25 District Number 123, consisting of the municipal-
26 ities of Brooklin, Brooksville, Castine, Deer
27 Isle, Penobscot, Sedgwick and Stonington in
28 Hancock County; and the ~~Township~~ municipality of
29 Isle au Haut in Knox County.

30 District Number 127, in Hancock County, consist-
31 ing of the municipalities of Blue Hill, Ellsworth
32 and Surry.

33 District Number 128, ~~in Penobscot County~~, con-
34 sisting of the municipalities of Amherst, Aurora,
35 Eastbrook, Great Pond, Mariaville, ~~Osborne~~
36 Osborn, Otis, Waltham and Township 8, S.D., in
37 Hancock County; and the municipalities of Alton,
38 Bradley, Greenfield, Milford and that portion of
39 the City of Old Town west of a line described as
40 follows, in Penobscot County: Beginning at the
41 northernmost boundary of Old Town and Milford;
42 thence proceeding south and west along the bound-
43 ary, following the Penobscot River to the Still-
44 water River; thence south along the Stillwater

1 River to State Highway 43; thence southeast on
2 State Highway 43 to College Road, Route 2-A;
3 thence south on College Road to the Old
4 Town-Orono boundary.

5 District Number 129, in Penobscot County, con-
6 sisting of the municipalities of Clifton,
7 Eddington, Veazie and that portion of the Town of
8 Orono west and south of a line described as fol-
9 lows: Beginning at the Old Town-Orono boundary
10 at its intersection with Stillwater Avenue;
11 thence south on Stillwater Avenue, U.S. Highway
12 2-A, to Forest Avenue; thence east on Forest Ave-
13 nue to Main Street; thence north on Main Street
14 to the Stillwater River; thence east along the
15 Stillwater River to the Penobscot River.

16 District Number 132, consisting of the municipal-
17 ities of ~~Argyle,~~ Burlington, Carroll Plantation,
18 Edinburg, Enfield, ~~Grand Falls Plantation,~~
19 Greenbush, Howland, Lagrange, Lakeville
20 ~~Plantation,~~ Lee, Lowell, Passadumkeag,
21 Springfield and, Argyle Township, Summit
22 Plantation Township and the unorganized territory
23 of Grand Falls Plantation in Penobscot County.

24 District Number 137, consisting of the municipal-
25 ities of Cutler, Eastport, Lubec, Machiasport,
26 Marshfield, Pleasant ~~Point~~ Point-Passamaquoddy
27 Indian Reservation, Whiting and the unorganized
28 east central portion in Washington County.

29 District Number 139, consisting of the municipal-
30 ities of Beddington, Charlotte, Codyville
31 Plantation, Cooper, Crawford, Danforth, Deblois,
32 Dennysville, Grand Lake Stream Plantation, Indian
33 Township, Northfield, ~~Number 21 Plantation,~~
34 Number 14 Plantation, Pembroke, Perry, Princeton,
35 Robbinston, Talmadge, Topsfield, Vanceboro,
36 Waite, Wesley, the unorganized territory of
37 Number 21 Plantation and the unorganized portion
38 of North Washington County, in Washington County;
39 and the municipalities of Bancroft, Haynesville,
40 Orient, Reed Plantation and Weston in Aroostook
41 County.

1 District Number 148, in Aroostook County, con-
2 sisting of the municipalities of Caswell
3 Plantation, Connor Plantation, Cyr Plantation,
4 Hamlin, New Sweden, Stockholm, Van Buren and a
5 portion of the Loring Air Force Base, containing
6 1,142 persons, the portion to be designated by
7 the commanding officer of Limestone Air Force
8 Base, and to be contiguous with Caswell
9 Plantation and Genser Township enclosed by a line
10 described as follows: Beginning at the intersec-
11 tion of Caswell Plantation and Sawyer Road;
12 thence south on Sawyer Road to Cobb Drive; thence
13 east on Cobb Drive to Dickman Drive to include
14 all housing west of Dickman Drive and north of
15 Cobb Drive, including Foullois Drive, Wells Drive,
16 Duncan Court, Brookley Court and Andrews Court;
17 thence north to the Caswell Plantation boundary,
18 that area to correspond to the area of Loring Air
19 Force Base known as "North Wherry Housing,"
20 Loring Air Force Base.

21 District Number 150, consisting of the municipal-
22 ities of Fort Kent, Frenchville and ~~St.~~ Saint
23 Agatha in Aroostook County.

24 District Number 151, consisting of the municipal-
25 ities of Allagash, Ashland, Castle Hill, Chapman,
26 Eagle Lake, Garfield Plantation, Masardis,
27 Nashville Plantation, New Canada, Oxbow
28 Plantation, Portage Lake, St. Francis, St. John
29 Plantation, Wallagrass Plantation and Winterville
30 Plantation, and the unorganized central and
31 northwest portions in Aroostook County.

32 Sec. 13. 21 MRSA §1571-B, sub-§6, Senate Dis-
33 tricts Number 1, 3, 4, 5, 6, 7, 12, 17 and 21, as
34 enacted by PL 1983, c. 93, §5, are amended to read:

35 Senate District Number 1, consisting of the
36 municipalities of Caswell Plantation, Connor, Cyr
37 Plantation, Fort Kent, Frenchville, Grand Isle,
38 Hamlin, Limestone, Madawaska, New Canada, New
39 Sweden, ~~St.~~ Saint Agatha, Stockholm, Van Buren,
40 Wallagrass Plantation and Woodland in Aroostook
41 County.

1 Senate District Number 3, consisting of the
2 municipalities of Amity, Bancroft, Benedicta,
3 Blaine, Bridgewater, Cary Plantation, Crystal,
4 Dyer Brook, E Plantation, Easton, Fort Fairfield,
5 Garfield Plantation, Glenwood Plantation,
6 Hammond, Haynesville, Hersey, Hodgdon, Houlton,
7 Island Falls, Linneus, Littleton, Ludlow,
8 Macwahoc Plantation, Mars Hill, Masardis, Mer-
9 rill, Monticello, Moro Plantation, New Limerick,
10 Oakfield, Orient, Oxbow Plantation, Reed
11 Plantation, Sherman, Smyrna, Westfield, Weston
12 and the unorganized territories of central
13 Aroostook and south Aroostook in Aroostook
14 County; and the municipalities of Drew
15 Plantation, Mattawamkeag, Prentiss Plantation and
16 the unorganized territory of Kingman in Penobscot
17 County; and the municipalities of Codyville
18 Plantation, Danforth, Grand Lake Stream
19 Plantation, Passamaquoddy Indian Reservation,
20 Talmadge, Topsfield, Vanceboro, Waite and the
21 unorganized territory of North Washington in
22 Washington County.

23 Senate District Number 4, consisting of the
24 municipalities of Anson, Athens, Bingham,
25 Brighton Plantation, Caratunk, Dennistown
26 Plantation, Embden, Highland Plantation, Jackman,
27 Madison, Mercer, Moose River, Moscow, New Port-
28 land, Norridgewock, Pleasant Ridge Plantation,
29 Sebeemek Seboomook Township, Smithfield, Solon,
30 Starks, The Forks Plantation, West Forks
31 Plantation, Central Somerset and the unorganized
32 territories of northeast Somerset and northwest
33 Somerset in Somerset County; and the municipali-
34 ties of Carrabassett Valley, Chesterville,
35 Coplin Plantation, Eustis, Farmington, Industry,
36 Kingfield, Madrid, New Sharon, New Vineyard,
37 Phillips, Strong and the unorganized territories
38 of East Franklin and Wyman in Franklin County;
39 and the municipality of Rome in Kennebec County.

40 Senate District Number 5, consisting of the
41 municipalities of Abbot, Atkinson, Barnard
42 Plantation, Beaver Cove, Blanchard Plantation,
43 Bowerbank, Brownville, Dover-Foxcroft,
44 Elliotsville Plantation, Greenville, Guilford,
45 Kingsbury Plantation, Lakeview Plantation,

1 Medford, Milo, Monson, Parkman, Sangerville,
2 Sebec, Shirley, Wellington, Willimantic, the
3 unorganized territories of Barnard Plantation and
4 Elliottsville Plantation and the unorganized ter-
5 ritories of northeast Piscataquis, northwest
6 Piscataquis and southeast Piscataquis in
7 Piscataquis County; and the municipalities of
8 Chester, East Millinocket, Maxfield, Medway,
9 Millinocket, ~~Mt.~~ Mount Chase, Patten, Seboeis
10 Plantation, Stacyville, Woodville and the
11 unorganized territory of north Penobscot in
12 Penobscot County.

13 Senate District Number 6, consisting of the
14 municipalities of Alton, Bradford, Burlington,
15 Carroll Plantation, Charleston, Corinth,
16 Edinburg, Enfield, Exeter, Garland, Glenburn,
17 ~~Grand Falls Plantation~~, Greenbush, Howland,
18 Hudson, Kenduskeag, LaGrange, Lakeville
19 ~~Plantation~~, Lee, Levant, Lincoln, Lowell, Old
20 Town, Passadumkeag, Penobscot Indian Reservation,
21 Springfield, Webster Plantation, Winn and the
22 unorganized territories of Argyle and Township,
23 Summit Township and Grand Falls Plantation in
24 Penobscot County.

25 Senate District Number 7, consisting of the
26 municipalities of Addison, Alexander, Bailey-
27 ville, Baring Plantation, Beals, Beddington,
28 Calais, Centerville, Charlotte, Cherryfield,
29 Columbia, Columbia Falls, Cooper, Crawford,
30 Cutler, Deblois, Dennysville, East Machias,
31 Eastport, Harrington, Jonesboro, Jonesport,
32 Lubec, Machias, Machiasport, Marshfield,
33 Meddybemps, Milbridge, Northfield, ~~Passamaquoddy~~
34 Pleasant Point Point-Passamaquoddy Indian Reser-
35 vation, Pembroke, Perry, Plantation 14,
36 Plantation 21, Princeton, Robbinston, Roque
37 Bluffs, Steuben, Wesley, Whiting, Whitneyville
38 and the unorganized ~~territory~~ territories of
39 Plantation 21 and east central Washington in
40 Washington County.

41 Senate District Number 12, consisting of the
42 municipalities of Amherst, Aurora, Bar Harbor,
43 Blue Hill, Brooklin, Brooksville, Cranberry
44 Isles, Dedham, Deer Isle, Eastbrook, Ellsworth,

1 Franklin, Frenchboro, Gouldsboro, Great Pond,
2 Hancock, Lamoine, Mariaville, ~~Mt-~~ Mount Desert,
3 Osborn, Otis, Sedgwick, Sorrento, Southwest Har-
4 bor, Stonington, Sullivan, Surry, Swans Island,
5 Tremont, Trenton, Waltham, Winter Harbor and the
6 unorganized territories of central Hancock and
7 east Hancock in Hancock County; and the municipi-
8 pality of Isle Au Haut in Knox County.

9 Senate District Number 17, consisting of the
10 municipalities of Belgrade, Fayette, ~~Mt-~~ Mount
11 Vernon, Oakland, Sidney, Vienna and Waterville in
12 Kennebec County; and the municipality of
13 Livermore Falls in Androscoggin County.

14 Senate District Number 21, consisting of the
15 municipalities of Appleton, Camden, Criehaven
16 ~~Plantation~~ Township, Hope, Matinicus Isle
17 Plantation, North Haven, Owls Head, Rockland,
18 Rockport, St. George, South Thomaston, Thomaston
19 and Vinalhaven in Knox County; and the municipal-
20 ities of Belmont, Liberty, Lincolnville,
21 Montville, Morrill, Palermo and Searsmont in
22 Waldo County.

23 Sec. 14. 26 MRSA c. 7, sub-c. V-A, as enacted by
24 PL 1983, c. 452, is reallocated to be Title 26, c.
25 7, sub-c. V-B.

26 Sec. 15. 26 MRSA §§821 to 830, as enacted by PL
27 1983, c. 452, are reallocated to be Title 26, §§831 to
28 840.

29 Sec. 16. 29 MRSA §2301, as amended by PL 1983,
30 c. 480, Pt. A, §34, is amended to read:

31 §2301. Arrested persons given immediate trial;
32 exceptions; bail

33 Whoever is arrested for violation of any provi-
34 sions of this Title, except those of sections 1312-A,
35 1312-B, 2181 and 2185, shall be given an immediate
36 trial if he shall so demand of the officer making the
37 arrest, but if for any reason it is impracticable to
38 do so, the officer making the arrest shall immedi-
39 ately take the prisoner before some bail commis-
40 sioner, who before admitting him to bail, shall re-

1 quire him to give his name, his place of residence,
2 the number of his license to operate a motor vehicle
3 and the registration number of the motor vehicle
4 operated at the time of his arrest, and shall make a
5 record thereof on the bail bond, and may take his
6 personal recognizance for his appearance in court on
7 a specified day, not less than 2 days thereafter if
8 requested by the person arrested; or the officer in
9 like cases may accept the personal recognizance of
10 that person for his appearance. If an individual
11 fails to appear in court on the day specified, the
12 court may immediately suspend his license or suspend
13 his right to operate motor vehicles in this State.
14 If a person who is not an individual fails to appear,
15 the court may suspend the registration of the motor
16 vehicle involved in the offense or that person's
17 right to operate that vehicle in the State. On
18 receipt of a copy of a court order suspending a
19 person's license, registration or right to operate in
20 this State, the Secretary of State shall immediately
21 notify that person of the suspension by regular mail
22 or personal service. A court ordered suspension
23 shall have the same force and effect as a suspension
24 by the Secretary of State. A suspension shall remain
25 in effect until the person appears, either in person
26 or by counsel. On appearance and on the condition of
27 payment of a ~~\$20~~ \$25 reinstatement fee to the Secre-
28 tary of State, the court shall rescind the suspension
29 and order the Secretary of State to delete any record
30 of the suspension from that person's driving record.

31 Sec. 17. 29 MRSA §2301-A, last ¶, as amended by
32 PL 1983, c. 480, Pt. A, §35, is further amended to
33 read:

34 On receipt of a copy of a court order suspending
35 a person's license or right to operate in this State,
36 the Secretary of State shall immediately notify that
37 person of the suspension by regular mail or personal
38 service. A court ordered suspension shall have the
39 same force and effect as a suspension by the Secre-
40 tary of State. A suspension shall remain in effect
41 until the person appears, either in person or by
42 counsel, or pays the fine. On appearances or payment
43 of the fine, whichever was the basis for the suspen-
44 sion, and on the condition of payment of a ~~\$20~~ \$25
45 reinstatement fee to the Secretary of State, the

1 court shall rescind the suspension and order the
2 Secretary of State to delete any record of the sus-
3 pension from that person's driving record.

4 Sec. 18. 30 MRSA §1903, sub-§2 is amended to
5 read:

6 2. Deposited or invested. The municipal offi-
7 cers shall either deposit or invest trust funds ac-
8 cording to section ~~5051~~ 5051-A.

9 A. Unless the instrument or order creating the
10 trust prohibits, a municipality may treat any 2
11 or more trust funds as a single fund solely for
12 the purpose of investment.

13 B. After deduction of management expenses, any
14 interest earned or capital gains realized shall
15 be prorated among the various trust funds.

16 C. Any property or securities included in the
17 corpus of a trust fund shall be retained where
18 the trust instrument so provides.

19 D. Unless otherwise specified in the trust
20 instrument, only the annual income from the trust
21 fund may be spent.

22 Sec. 19. 30 MRSA §1904, sub-3 is amended to
23 read:

24 3. Deposited or invested. Unless otherwise
25 specified by its terms, a conditional gift of money
26 may be deposited or invested according to section
27 ~~5051~~ 5051-A.

28 Sec. 20. 33 MRSA c. 10, sub-c. I, first 2 lines,
29 as repealed and replaced by PL 1983, c. 248, §1, are
30 repealed as follows:

31 SUBCHAPTER I

32 UNIT OWNERSHIP

33 Sec. 21. 33 MRSA c. 10, sub-c. II, first 2 lines
34 as enacted by PL 1983, c. 407, §1, are repealed.

1 Sec. 22. 35 MRSA §15, sub-§13-A, as enacted by
2 PL 1983, c. 304, §2, is amended to read:

3 13-A. Radio paging service. "Radio paging ser-
4 vice" is a service provided by a communication common
5 carrier engaged in rendering signaling communica-
6 tions. Signaling communication is one-way communica-
7 tion from a base station to a mobile or fixed
8 receiver, or to multipoint mobile or fixed receivers
9 by audible or subaudible means, for the purpose of
10 activating a signaling device in the receiver or com-
11 municating information to the receiver, whether or
12 not the information is to be retained in record form.
13 It is limited to the following types of communica-
14 tions.

15 A. An optical readout paging service consists of
16 a communication of a message to a receiver which
17 displays the message on an optical or tactile
18 readout, either in a permanent form or a tempo-
19 rary form.

20 B. A tone only paging service is designed to ac-
21 tivate an aural, visual or tactile signaling
22 device when received.

23 C. A tone/voice paging service is one on which a
24 tone is transmitted to activate a signaling
25 device and audio circuit in the addressed
26 receiver, following which a voice-grade signal is
27 transmitted, to be amplified by the audio
28 circuitry.

29 Any public utility which operates a radio paging ser-
30 vice shall either maintain a separate set of account-
31 ing records with respect to that service or establish
32 a separate subsidiary, the creation of which shall be
33 subject to commission approval and conditions under
34 section 104, subsection 3-A. The ~~commissioner~~ com-
35 mission may exempt a public utility from this re-
36 quirement for good cause shown.

37 Sec. 23. 36 MRSA §1760, sub-§42, as enacted by
38 PL 1983, c. 562, is reallocated to Title 36, §1760,
39 sub-§44.

1 Sec. 24. 36 MRSA §1760, sub-§42, as enacted by
2 PL 1983, c. 571, §2, is reallocated to Title 36,
3 §1760, sub-§45.

4 Sec. 25. 38 MRSA §1479, first ¶, as enacted by
5 PL 1983, c. 500, §5, is amended to read:

6 No low-level radioactive waste disposal or stor-
7 age facility may be established in the State, unless
8 the Legislature has, by ~~statute~~ Private and Special
9 Act, approved the establishment of that facility pur-
10 suant to the provisions of this subchapter. The
11 Legislature shall act expeditiously on any recom-
12 mendation of the board under section 1478, but shall
13 not act until after the conclusion of any judicial
14 review of the recommendation and any resulting admin-
15 istrative proceedings.

16 Sec. 26. PL 1979, c. 578, §7, as amended by PL
17 1979, c. 677, §18, is repealed.

18 Sec. 27. PL 1983, c. 93, §2 is amended to read:

19 Sec. 2. Replace the apportionment of the House
20 of Representatives. This Act replaces the apportion-
21 ment of the House of Representatives as ordered by
22 the Supreme Judicial Court of Maine on ~~February 14,~~
23 ~~1977~~ February 14, 1974, and amended by the Supreme
24 Judicial Court on ~~March 5, 1977~~ March 5, 1974 and as
25 further amended by Resolve 1977, chapter 10 and
26 Public Law 1977, c. 564, sections 147 to 150.

27 Sec. 28. PL 1983, c. 480, Pt. B, §25 is amended
28 to read:

29 Sec. 25. Effective date. ~~Section~~ Sections 23
30 and 24 of this Part shall take effect 90 days after
31 adjournment of the Legislature.

32 Sec. 29. PL 1983, c. 560, §6 is amended to read:

33 Sec. 6. Effective date. Sections 1 and 4 of
34 this Act shall take effect on July 1, 1984. Section
35 2 of this Act and Title 36, section 1760, subsection
36 43 shall take effect on October 1, ~~1984~~ 1983. Title
37 36, section 1760, subsection 42 shall take effect on
38 January 1, 1984.

1 Sections 16 and 17 correct inconsistencies with
2 Public Law 1983, c. 505, section 3.

3 Sections 18 and 19 correct inconsistencies with
4 Public Law 1983, chapter 98.

5 Section 20 corrects an inconsistency within Title
6 33, chapter 10.

7 Section 21 removes a heading which was made obso-
8 lete by enactment of Public Law 1983, chapter 248,
9 section 3.

10 Section 22 corrects an inconsistency in Public
11 Law 1983, chapter 304.

12 Sections 23 and 24 correct errors which were the
13 result of oversight in the original bill. It was
14 intended that these provisions be part of the law as
15 enacted.

16 Sections 25 and 26 correct inconsistencies by
17 reallocating 2 subsections within Title 36, section
18 1760.

19 Section 27 corrects a reference to an improper
20 legislative vehicle for approval of low-level radio-
21 active waste facilities.

22 Section 28 serves to repeal an unallocated sunset
23 provision and thus correct an inconsistency which
24 exists with regard to Public Law 1981, chapter 554.

25 Section 29 corrects errors in 2 dates in Public
26 Law 1983, chapter 93, section 2 referencing opinions
27 of the Justices.

28 Section 30 corrects an effective date provision.

29 Section 31 corrects an error which was the result
30 of an oversight.

31

4713082683