

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 (After Deadline)
3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND TWELFTH LEGISLATURE
6

7 Legislative Document

No. 2166

8
9 S.P. 854

In Senate, March 10, 1986

10 Approved for introduction by a majority of the Legislative Council
11 pursuant to Joint Rule 27.

12 Referred to the Committee on Utilities. Sent down for concurrence and
ordered printed.

JOY J. O'BRIEN, Secretary of the Senate

Presented by President Pray of Penobscot.

Cosponsored by Representative Vose of Eastport.

13
14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-SIX
18

19 AN ACT to Clarify the Authority of
20 Municipalities to Raise and
21 Appropriate Money for Financial
22 Assistance to Water and Sewer
23 Districts.
24

25 Emergency preamble. Whereas, Acts of the Legis-
26 lature do not become effective until 90 days after
27 adjournment unless enacted as emergencies; and

28 Whereas, municipalities have the need to provide
29 for the supply of fresh water and the treatment and
30 disposal of sewage to their citizens; and

31 Whereas, certain questions have arisen under the
32 Maine Revised Statutes, Title 30, chapter 241, sub-
33 chapter II, article 2 concerning the authority of a
34 municipality to expend funds to provide financial as-
35 sistance to a sewer district comprising one or more
36 municipalities or part of a municipality or for ac-

1 quisation, construction, improvement, repair, mainte-
2 nance and operation of a sewer system including more
3 than one municipality; and

4 Whereas, the uncertainty has presented difficul-
5 ties to municipalities in obtaining financing for
6 these projects; and

7 Whereas, in the judgment of the Legislature,
8 these facts create an emergency within the meaning of
9 the Constitution of Maine and require the following
10 legislation as immediately necessary for the preser-
11 vation of the public peace, health and safety; now,
12 therefore,

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

15 Sec. 1. 30 MRSA §5102, sub-§9, as enacted by PL
16 1979, c. 592, §1, is amended to read:

17 9. Water or sewer system. Providing for the ac-
18 quisition, construction, reconstruction, improvement,
19 extension, enlargement, equipment, repair, mainte-
20 nance and operation of a water or sewer system or
21 part thereof, within or without, or partly within and
22 partly without, the corporate limits of the munici-
23 pality.

24 Sec. 2. 30 MRSA §5103, sub-§6, as enacted by PL
25 1965, c. 88, is repealed and the following enacted
26 in its place:

27 6. Water or sewer district. Providing financial
28 assistance to a water or sewer district which is a
29 quasi-municipal corporation, within or without, or
30 partly within or without, the corporate limits of the
31 municipality.

32 Emergency clause. In view of the emergency cited
33 in the preamble, this Act shall take effect when ap-
34 proved.

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STATEMENT OF FACT

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The purpose of this bill is reflected in the
emergency preamble.

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