

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
(After Deadline)  
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1659

H.P. 1216 House of Representatives, May 22, 1987  
Approved for introduction by a majority of the  
Legislative Council pursuant to Joint Rule 27.  
Reference to the Committee on Utilities suggested and  
ordered printed.

EDWIN H. PERT, Clerk  
Presented by Representative HARPER of Lincoln.  
Cosponsored by Representative HICHBORN of LaGrange,  
Senators PEARSON of Penobscot and CLARK of Cumberland.

STATE OF MAINE

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

1 AN ACT to Amend the Charter of the Lincoln  
2 Water District.  
3

4 **Emergency preamble.** Whereas, Acts of the Legis-  
5 lature do not become effective until 90 days after  
6 adjournment unless enacted as emergencies; and

7 Whereas, this legislation affects the procedures  
8 which the Lincoln Water District trustees are to fol-  
9 low before calling a meeting;

10 Whereas, these changes should be in effect before  
11 the next meeting of the Lincoln Water District, pres-  
12 ently scheduled for mid-May; 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. P&SL 1949, c. 116, §10, as amended by  
10 P&SL 1981, c. 104, §6, is repealed and the following  
11 enacted in its place:

12           Sec. 10. Annual meeting of district. After the  
13 acceptance of this charter and the organization of  
14 the board, the annual meeting of the district shall  
15 be held within the district on the 2nd Tuesday in  
16 May, at such hour and place as may be designated by  
17 resolution of the board of trustees as provided in  
18 the bylaws. Notice of the meeting shall be published  
19 in a newspaper of local circulation not less than 7  
20 days before the meeting. The board may schedule reg-  
21 ular meetings as it determines necessary with notice  
22 provided in a like manner. Emergency meetings of the  
23 board may be called by the chairman or any 2 trustees  
24 as necessary without that published notice, but the  
25 media shall be provided with the same notice as the  
26 board. All meetings of the board shall be subject to  
27 the Maine Revised Statutes, Title 1, chapter 13.

28           Sec. 2. P&SL 1949, c. 16, §11, as amended by  
29 P&SL 1981, c. 104, §7, is repealed.

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

1 STATEMENT OF FACT

2 The purpose of this bill is to permit the Lincoln  
3 Water District trustees to hold meetings as necessary  
4 without the necessity of advertising twice and post-  
5 ing notice of the hearing in public places. The bill  
6 also requires that the board of trustees no longer  
7 need turn every meeting into a public hearing. Under  
8 the Maine Revised Statutes, Title 35, whenever there  
9 is a proposed change in rates or an issuance of debt  
10 by the district, the district must always give the  
11 public notice and hold a public hearing.

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