

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 164, SUBSECTION 6.

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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RESOLVES  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
**FIRST REGULAR SESSION**

of the  
**ONE HUNDRED AND EIGHTH LEGISLATURE**

1977

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RESOLVES, 1977

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

Whereas, Camp Waban, a provider of special education services to children in York County, has recently closed; and

Whereas, authority is required for local education agencies in York County to coordinate their efforts to continue to provide special education services on a regional basis; and

Whereas, these services are needed immediately by certain children in York County; 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

**Establishment of regional special education services. Resolved:** That the local administrative units in York County are authorized to prepare a plan to provide special education services which are offered on a regional basis; and be it further

**Resolved:** That no programs of services on a regional basis shall be provided without the prior approval of the Commissioner of Educational and Cultural Services; and be it further

**Resolved:** That no construction of facilities is authorized as part of the provision of regional services under this resolve; and be it further

**Resolved:** That the local administrative units involved in providing services on a regional basis shall submit a report to the First Regular Session of the 109th Legislature, prior to January 15, 1979, which shall include a description of the provision of services under this resolve and an assessment of the need for any continuation of these services.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve shall take effect when approved.

Effective June 21, 1977

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## CHAPTER 44

**RESOLVE, Authorizing the Attorney General to Undertake Proceedings on Behalf of Resident Taxpayers of this State to Recover Certain Taxes Paid to the State of New Hampshire.**

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

Whereas, the question exists as to whether Maine has legal standing to sue to recover taxes unlawfully levied by New Hampshire; and

Whereas, the necessity of establishing legal standing is immediate; 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

**The Attorney General is authorized to undertake proceedings. Resolved:** That the Attorney General is authorized to undertake proceedings, judicial or otherwise, on behalf of individuals or a class of residents of this State to recover taxes unlawfully collected from these residents by the State of New Hampshire pursuant to the provisions of Chapter 77-B, Revised Statutes Annotated of New Hampshire.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve shall take effect when approved.

Effective June 22, 1977

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## CHAPTER 45

**RESOLVE, Authorizing the Secretary of State to Convey the State's Interest in a Lot in Waldoboro, Lincoln County, to Clarify Title.**

**Secretary of State to convey interest in lot. Resolved:** That the Secretary of State is authorized to sell and convey to Charles F. Holme of Round Pond Harbor, Lincoln County, Maine, for the sum of \$1 the interest of the State in the lot described in the deed from Walter E. Kaler, Jr., Richard Shuman, William Shaer, Roger Miller, Harland McLain, Carroll French, Athen Garland, Alton Simmons, Jr. and Larry Call, members of the Executive Committee of the Charles C. Lilly Post No. 149, and successors to Joseph Moyes, Dwight Sewell and Edward A. Genthner, trustees appointed by the American Legion, Charles C. Lilly Post No. 149, to Charles F. Holme, dated April 17, 1974 and recorded in Lincoln County Registry of Deeds in Book 803, Page 150, said transfer to be without cost to Charles F. Holme and to be for the purpose of confirming his title to said premises.

Effective October 24, 1977

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## CHAPTER 46

**RESOLVE, Directing the Commissioner of Marine Resources to Lease Land and Buildings in West Boothbay Harbor to the Northeastern Research Foundation, Inc.**