

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE

**ONE HUNDRED AND TENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
December 3, 1980 to June 19, 1981

**AND AT THE**

**FIRST SPECIAL SESSION**  
August 3, 1981

**PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
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**PRIVATE AND  
SPECIAL LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE

FIRST REGULAR SESSION

of the

ONE HUNDRED AND TENTH LEGISLATURE

1981

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Whereas, there are 200 ratepayers, who are served by the district but reside outside its boundaries, who cannot participate in elections of the light and power district until the charter is amended; and

Whereas, elections are scheduled for March 16, 1981; 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 enacted by the People of the State of Maine, as follows:**

**Sec. 1.** P&SL 1917, c. 182, § 5, first ¶, last sentence, as repealed and replaced by P&SL 1979, c. 38, is amended to read:

Each year as the term of a trustee expires, the legal voters of the district **and the legal voters residing in households located outside the district but served by the district** shall elect a successor to serve for a full term of 3 years, and if any vacancy occurs it may be filled in like manner for the unexpired term.

**Sec. 2.** P&SL 1917, c. 182, § 5, first ¶, as repealed and replaced by P&SL 1979, c. 38, is amended by adding at the end a new sentence to read:

**The granting of voting rights in this section shall not be construed as enlarging the territorial limits set forth in section 1.**

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

Effective March 12, 1981

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## CHAPTER 8

H. P. 393 — L. D. 436

**AN ACT to Authorize the Merger of the Kennebunk, Kennebunkport and Wells Water District Pension Trust with the Maine State Retirement System.**

**Be it enacted by the People of the State of Maine, as follows:**

**Sec. 1. Plan merger.** The Kennebunk, Kennebunkport and Wells Water District Pension Trust shall be merged with the Maine State Retirement System.

**Sec. 2. Asset transfer.** The funds held in the Kennebunk, Kennebunkport and

Wells Water District Pension Trust representing the accrued pension benefits of active employees and former employees who have at least 10 years of creditable service in accordance with the Maine Revised Statutes, Title 5, section 1121, or have fewer than 5 years of service under the Kennebunk, Kennebunkport and Wells Water District Pension Trust, determined as of the effective date of this Act, shall be transferred to the Maine State Retirement System within 30 days of the effective date of this Act. Funds held in the trust for employees who have 5 years of service under the Kennebunk, Kennebunkport and Wells Water District Pension Trust but who do not have 10 years of creditable service under the Maine State Retirement System shall be transferred to the Maine State Retirement System within 30 days after the employee accumulates 10 years of creditable service under the Maine State Retirement System or be distributed to the employee in accordance with the terms of the Kennebunk, Kennebunkport and Wells Water District Pension Trust if the employee terminates his service with the Kennebunk, Kennebunkport and Wells Water District before accumulating 10 years of creditable service.

**Sec. 3. Future of trust.** The Kennebunk, Kennebunkport and Wells Water District Pension Trust shall remain in existence until all of its assets have been transferred to the Maine State Retirement System or to the terminated employees as provided in section 2. After the merger, the Kennebunk, Kennebunkport and Wells Water District shall be considered a "participating local district" for all purposes relative to the Maine State Retirement System.

**Sec. 4. Past service recognition.** Upon the initial transfer of assets provided in section 2, the Kennebunk, Kennebunkport and Wells Water District shall recognize all service of its active employees, determined as of June 1, 1979, for purposes of benefit accrual under the Maine State Retirement System.

Effective September 18, 1981

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## CHAPTER 9

H. P. 478 — L. D. 527

### AN ACT to Make Corrections in the Topsham Sewer District Charter.

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

**Sec. 1.** P&SL 1957, c. 128, § 14, 2nd ¶, first sentence, as enacted by P&SL 1965, c. 32, § 2, is amended to read:

The district has a lien on all real estate serviced by it and all real estate adjacent to its ~~water sewer~~ mains or lines to which the district's ~~water sewer~~ is available to the amount of all rates, charges, assessments and interest due the district from the owner or occupant of the real estate.