

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

**FIRST REGULAR SESSION**

December 5, 1984 to June 20, 1985  
Chapters 384-End

AND AT THE

**FIRST SPECIAL SESSION**

November 13, 1985

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1985

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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 TWELFTH LEGISLATURE

1985

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Sec. 3. P&SL 1880, c. 212, §2-A is enacted to read:

Sec. 2-A. Protection of public health, safety and welfare. Prior to withdrawing any water from the Megunticook River as authorized by section 1, the Camden and Rockland Water Company shall obtain the approval of the Department of Human Services in accordance with the Maine Revised Statutes, Title 22, chapter 601.

In addition to any other requirements of law, the Department of Human Services, in consultation with other agencies as appropriate, shall establish the minimum flow and the minimum water level necessary in the Megunticook River to ensure adequate water quality to protect public health. The water company may not withdraw water from the Megunticook River unless that minimum flow and minimum water level are met.

Upon receipt of petitions from the lesser of at least 25% or 50 of the riparian proprietors along the Megunticook River between the outlet dams at Lake Megunticook and the Seabright Dam, the Board of Environmental Protection shall establish and issue an order implementing a water level regime for that stretch of the Megunticook River, including inflow requirements as necessary, according to the procedures and standards of the Maine Revised Statutes, Title 38, section 840.

Effective September 19, 1985.

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## CHAPTER 41

H.P. 404 - L.D. 557

AN ACT to Make Supplemental Allocations from the Transportation Safety Fund for the Fiscal Years Ending June 30, 1986, and June 30, 1987.

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

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the department will become due and payable on or immediately after July 1, 1985;

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. Supplemental allocation of Transportation Safety Fund. Income to the Transportation Safety Fund for the next 2 fiscal years, from July 1, 1985, to June 30, 1986, and from July 1, 1986, to June 30, 1987, shall be segregated, apportioned and disbursed as designated in the following schedule.

	<u>1985-86</u>	<u>1986-87</u>
<u>PUBLIC SAFETY, DEPARTMENT OF</u>		
Motor Carrier Safety		
Positions	(5)	(5)
Personal Services	\$171,419	\$171,764
All Other	20,350	21,323
Capital Expenditures	<u>25,016</u>	<u>13,780</u>
TOTAL	\$216,785	\$206,867

Provides funds to effect the transfer of 2 State Police Corporals and 3 State Police Troopers from Public Safety Trip Permit to Motor Carrier Safety in order to more properly align these officers' responsibilities with the appropriate funding source.

Sec. 2. Adjustments to allocations. Allocations may be increased or adjusted by the State Budget Officer with the approval of the Governor to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature and those reclassifications and range changes which have been approved by the Department of Person-

nel and submitted for legislative review prior to the effective date of this Act.

Sec. 3. Encumbered balance at year end. At the end of each fiscal year, all encumbered balances shall not be carried more than once.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1985.

Effective July 1, 1985.

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## CHAPTER 42

S.P. 335 - L.D. 898

AN ACT to Make Supplemental Allocations to the Department of Inland Fisheries and Wildlife for the Fiscal Years Ending June 30, 1986, and June 30, 1987.

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

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the department will become due and payable on or immediately after July 1, 1985; 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. Supplemental allocation of Inland Fisheries and Wildlife funds. Income to the Department of Inland Fisheries and Wildlife for the next 2 fiscal years, from July 1, 1985, to June 30, 1986, and from July 1, 1986, to June 30, 1987, shall be segregated, apportioned and disbursed as designated in the following schedule.