

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.

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

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the

ONE HUNDRED AND TWELFTH LEGISLATURE

1985

Sec. 3. Bonds. To provide funds for the renovations and additions to the jail, the treasurer of Aroostook County, with the approval of the county commissioners, may borrow from time to time upon the full faith and credit of the county such sums not exceeding in the aggregate \$2,500,000 as may be necessary, and may issue self-liquidating bonds therefor which shall bear on their face the words "Aroostook County Capital Improvement Bonds Act of 1985." Each authorized issue shall be payable in such annual installments, beginning not more than 2 years from the date thereof and not earlier than the year 1987, as will extinguish each loan in not more than 20 years from its date. The bonds shall be signed by the treasurer of the county and countersigned by the majority of the county commissioners. The county may sell these securities at public or private sale upon such terms and conditions as the county commissioners may deem proper, but at not less than par and accrued interest.

Sec. 4. Temporary notes. The county treasurer, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of the issue of serial bonds under this Act and may renew the same, but the time within which these serial bonds shall become due and payable shall not, by reason of these temporary notes, be extended beyond the term fixed by this Act. Any notes issued in anticipation of the serial bonds shall be paid from the proceeds thereof.

Effective September 19, 1985.

CHAPTER 56

H.P. 1010 - L.D. 1454

AN ACT to Improve the Availability, Quality
and Delivery of Services Provided to
Children with Special Needs.

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

Whereas, the Commission to Examine the Availability, Quality and Delivery of Services Provided to Children with Special Needs has identified serious gaps in the service delivery system for children with mental, emotional or behavioral problems; and

Whereas, many of the commission's recommendations require plans or reports to be submitted to the Legislature by January 6, 1986, and in some cases, as early as October 15, 1985; and

Whereas, additional funds are necessary to complete the studies recommended by the commission in the specified time frames; 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. Statewide program of preventive intervention study. The study shall be devoted to coordinated planning by the Department of Educational and Cultural Services, the Department of Mental Health and Mental Retardation and the Department of Human Services. They shall provide a report on January 6, 1986, to the Joint Standing Committee on Human Resources. The report shall provide specific plans for the development of a statewide program of preventive intervention, including goals, objectives, activities, criteria for evaluation and projected impact on handicapped or at risk 0 to 3-year-old infants and their families.

The report shall also include a description of current pilot and demonstration site programs and the degree of their success in developing a model suitable or adapted for statewide promulgation, as well as a description of plans for the additional site funded in fiscal year 1986-87 and any necessary legislation.

Sec. 2. Identification of and Services for Preadolescent Children Study. The Department of Corrections, the Department of Educational and Cultural Services, the Department of Human Services and the Department of Mental Health and Mental Retardation have completed a survey population of adolescent children. A similar study is necessary to develop methods to identify and facilities to provide treatment for preadolescent children whose behavior needs to be stabilized so that out-patient treatment can proceed; preadolescent children in residential care whose psychiatric status has deteriorated so that stabilization is necessary; and preadolescent chil-

dren with behavior problems sufficiently severe to require brief hospitalization for diagnostic evaluation. The treatment and stabilization facilities located should be accessible to all areas of the State with psychiatric and pediatric support systems in place.

The Department of Corrections, the Department of Educational and Cultural Services, the Department of Human Services and the Department of Mental Health and Mental Retardation shall report to the Joint Standing Committee on Human Resources by January 6, 1986, its findings. The report shall include the method suggested to identify children in need of stabilization services and the facilities existing or needed to accommodate these children and any necessary legislation.

Sec. 3. Compliance, Juvenile Justice and Delinquency Prevention Act of 1974. The Juvenile Justice and Delinquency Prevention Act of 1974 requires the State to remove all juveniles from county jails or adult lockups for secure detention. The State has agreed to comply with that Act. The Department of Corrections shall serve as lead agency, in conjunction with the Department of Educational and Cultural Services, the Department of Human Services and the Department of Mental Health and Mental Retardation and the Juvenile Justice Advisory Group to develop a plan that will identify and plan for the availability of the following types of resources for youths who have been or will be adjudicated:

1. Secure detention. Secure detention which will include capability for short-term behavior stabilization and diagnostic evaluation;

2. Nonsecure residences. Nonsecure residences, including group homes, emergency shelters or foster homes; and

3. Supervision and support services. Supervision and support services, including home-builder type programs to permit youths to remain at home pending adjudication and provide support during transition from places of detention.

The plan shall include the development of resources on an interdepartmental basis.

The Department of Corrections shall report its findings, plan and recommendations along with any necessary legislation to the joint standing commit-

tees of the Legislature having jurisdiction over judiciary and human resources by January 6, 1986.

Effective June 25, 1985.

CHAPTER 57

H.P. 504 - L.D. 707

AN ACT to Revise and Modernize the Charter of the York Sewer District.

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

Sec. 1. P&SL 1951, c. 63, as amended, is repealed and the following enacted in its place:

Sec. 1. Territorial limits; corporate name; purposes. The territorial limits of the Town of York and the people within the territorial limits are made and declared to be a public sewerage district and a quasi-municipal corporation under the name of "York Sewer District" and shall be a system of public sewerage constructed, maintained and operated for the public health and welfare and for the benefit of the inhabitants and of the property in the district served by the sewerage facility, in the manner, with the rights, duties and immunities set forth in this Act. Amendments to extend the boundaries of the district must be approved by the voters of the district.

Sec. 2. Authority to construct and maintain. Within its territory, the York Sewer District is authorized to lay pipes, drains, sewers and conduits and to take up, repair and maintain them or to contract for that to be done, in and along and through the public ways, private ways and public grounds, and through lands of any person or corporation as provided in this Act, to and into tidal waters or filtration plants or into any drain or sewer now or hereinafter built which empties into tidal waters or into any filtration plant, the discharge therefrom to be at such points consistent with the requirements of public health, environment and public welfare as shall be found convenient and reasonable for the district and the flow of existing water courses; also to construct and maintain filtration plants, pumping stations, basins, reservoirs, flush tanks and such other appliances for collecting, holding, purifying, distributing and disposing of sewage matter and surface or waste waters as may be necessary and proper;