

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

AS PUBLIC LAWS AND CONSTITUTIONAL RESOLUTIONS

at the

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

AND

AS PRIVATE AND SPECIAL LAWS AND RESOLVES

at the

FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

THIRD SPECIAL SESSION

September 15, 1988 to September 16, 1988

and the

FOURTH SPECIAL SESSION

November 28, 1988

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

Twin City Printery
Lewiston, Maine
1989

**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

CHAPTER 1

H.P. 381 — L.D. 502

AN ACT Making Additional Allocations for the Administrative Expenses of the Department of Finance, Bureau of Lottery, for the Fiscal Year Ending 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 Bureau of Lottery will become due and payable prior to July 1, 1987; 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. Allocation of State Lottery Fund. In order to provide for the necessary expenses of operation and administration of the Bureau of Lottery, the following amounts, or as much as may be necessary, are allocated from the revenues derived from operations of the State Lottery Fund.

1986-87

FINANCE, DEPARTMENT OF

Lottery Operations

Positions	(3)
Personal Services	\$ 16,500
All Other	<u>500,000</u>

Total \$516,500

Provides funds for additional Account Clerk I, Data Entry Specialist and Lottery Field Representative positions, as well as All Other funds to meet increased on-line computer terminal costs experienced as a result of significantly increased sales volumes.

Sec. 2. Allotments required. Upon receipt of allotments duly approved by the Governor based upon work programs submitted to the State Budget Officer, the State Controller shall authorize expenditures from these allocations on the basis of these allotments and not otherwise.

Sec. 3. Legislative intent. It is the intent of the Legislature that the allocation of funds by the Legisla-

ture, as provided by this Act, shall apply to the operating expenses only and that these allocations shall be allotted and approved under the Maine Revised Statutes, Title 5.

Sec. 4. 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 Administration and submitted for legislative review prior to the effective date of this Act.

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

Effective March 4, 1987.

CHAPTER 2

H.P. 551 — L.D. 738

AN ACT to Clarify the Taxing Powers of the Frye Island Municipal Services Corporation.

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

Whereas, the Frye Island Municipal Services Corporation was established by the Legislature in 1975 as a result of the developer, known or formerly known as Sebago Lake Shores, Inc., then Leisure Living Communities, Inc., a Massachusetts corporation, being in serious financial difficulties and unable to provide common service to the development; and

Whereas, to provide these services for the development the Legislature empowered the Frye Island Municipal Services Corporation to lay and collect taxes for the provision of these services; and

Whereas, the Legislature inadvertently granted the Frye Island Municipal Services Corporation the power to tax a portion of the island which was not part of the development; and

Whereas, the landowners of land which is not part of the development and who derive no benefit from the development; and

Whereas, those landowners who should not be subject to the taxing powers of the Frye Island Municipal Services Corporation may lose their property in tax lien proceedings; and

Whereas, the loss of the landowners' property would be a grave injustice because of the Legislature did not intend them to be subject to the taxing powers of the Frye Island Municipal Services Corporation; and