

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

the same.

This Act shall be accepted by an affirmative vote by a majority of the legal voters voting at the election; provided that the total number of votes cast for and against the acceptance of this Act at the meeting equaled or exceeded 10% of the total number of votes cast for Governor in the town at the last gubernatorial election. Another election may be held, if the total number of votes cast in the first election does not equal or exceed 20%.

The result of the election shall be declared by the municipal officers of the Town of Lubec and due certificate filed by the town clerk with the Secretary of State.

Effective pending referendum.

CHAPTER 37

S.P. 421 — L.D. 1301

AN ACT Concerning the Boundary Between the Towns of Machias and Machiasport.

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

The boundary line between the Town of Machias and the Town of Machiasport. In Washington County, the boundary line between the Town of Machias and the Town of Machiasport shall be as described. The boundary shall commence at the center of the channel of the Machias River at a point that is north seven degrees fifteen minutes East and 471 feet from a wood post set in the ground at high water mark on the southerly side of said river, said point being determined by Wayne A. Frye, registered land surveyor, State of Maine, registration number 846, in his survey of the town line between East Machias, Machias and Machiasport, May and June of 1980, Hanger 1, Slide 139, and in his survey of the Machias and Machiasport town line of March 4, 1985. The latter document shall be registered with the Register of Deeds in Washington County and with the clerks of the Towns of Machias and Machiasport upon approval of this Act.

Thence from said post south seven degrees fifteen minutes west one thousand six hundred sixty six point five feet, (S-07-15-W 1,666.5') to a granite monument set in the ground on the northerly side of the road that leads from Machias to Machiasport.

Thence continuing south seven degrees fifteen minutes west four thousand eight hundred thirty four point five feet, (S-07-15-W 4,834.5') to a one and three quarter inch aluminum monument set in the ground at a corner.

Thence north eighty two degrees forty five minutes west, one thousand two hundred fifty four point eight feet, (N-82-45-W 1,254.8') to a one and three quarter aluminum monument set in the ground at a corner.

Thence south seven degrees fifteen minutes west one thousand six hundred thirty point five feet, (S-07-15-W 1,630.5') to a one and three quarter inch aluminum monument set in the ground at a corner.

Thence north eighty two degrees forty five minutes west five thousand five hundred eighty three point six feet, (N-82-45-W, 5,583.6') to an aluminum monument set in the ground at a corner.

Thence south four degrees forty five minutes west six thousand six hundred thirty one point two feet (S-04-45-W 6,631.2') to a granite monument set in the ground on the north side of the Kennebec Cross Roads so called.

Thence continuing south four degrees forty five minutes west eight hundred seventy six point four feet (S-04-45-W 876.4') to a wood post set in the ground at high water mark of Little Kennebec Bay.

Meaning and intending to clarify and establish the common Machias-Machiasport town line as established by the Legislature in Private and Special Law 1826, chapter 367.

Effective September 29, 1987.

CHAPTER 38

S.P. 482 — L.D. 1459

AN ACT to Make Additional Allocations from the Highway Fund 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 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. Additional allocation of Highway Fund. Income to the Highway Fund for the fiscal year from July 1, 1986, to June 30, 1987, shall be segregated, apportioned and disbursed as designated in the following schedule:

1986-87

PUBLIC SAFETY, DEPARTMENT OF

Capital Construction — Repairs — Improvements — Public Safety

Capital Expenditures \$21,519

This allocation provides funds for additional construction costs related to the new State Police Crime Lab, 75% of which is from the Highway Fund share.

Sec. 2. Encumbered balance at year end. At the end of the 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 when approved.

Effective June 18, 1987.

CHAPTER 39

S.P. 605 — L.D. 1793

AN ACT Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1988, and June 30, 1989.

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 state departments and institutions will become due and payable immediately; 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. Appropriations and allocations. In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 1988, and June 30, 1989, the following sums as designated in the following tabulations are appropriated or allocated out of any money not otherwise appropriated or allocated.

	1987-88	1988-89
ADMINISTRATION, DEPARTMENT OF		
Bureau of Public Improvements		

State Police Headquarters Building Maintenance

Highway Fund		
Positions — Legislative Count	(5.0)	(5.0)
Personal Services	\$ 47,792	\$ 50,264
All Other	49,090	49,150
Total	\$ 96,882	\$ 99,414

Other Participating Funds
General Fund

Personal Services	\$ 32,294	\$ 33,138
Total	\$ 32,294	\$ 33,138

Summary: State Police Headquarters Building Maintenance

Positions — Legislative Count	(5.0)	(5.0)
Personal Services	\$ 80,086	\$ 83,402
All Other	49,090	49,150
Total	\$ 129,176	\$ 132,552

Transportation Building Maintenance

Highway Fund		
Positions — Legislative Count	(15.0)	(15.0)
Personal Services	\$ 280,727	\$ 293,112
All Other	177,300	178,800
Total	\$ 458,027	\$ 471,912

SUMMARY: ADMINISTRATION, DEPARTMENT OF

Source

Highway Fund		
Positions — Legislative Count	(20.0)	(20.0)
Personal Services	\$ 328,519	\$ 343,376
All Other	226,390	227,950
Total	\$ 554,909	\$ 571,326

Other Participating Funds
General Fund

Personal Services	\$ 32,294	\$ 33,138
Total	\$ 32,294	\$ 33,138

SUMMARY: ADMINISTRATION, DEPARTMENT OF

Positions — Legislative Count	(20.0)	(20.0)
Personal Services	\$ 360,813	\$ 376,514
All Other	226,390	227,950
Total	\$ 587,203	\$ 604,464

FINANCE, DEPARTMENT OF

State Claims Board

Claims Board

Highway Fund		
Positions — Legislative Count	(2.0)	(2.0)
Personal Services	\$ 87,100	\$ 89,376
All Other	38,225	39,825
Total	\$ 125,325	\$ 129,201

PUBLIC SAFETY, DEPARTMENT OF

Department of Public Safety

Administration — Public Safety

Highway Fund		
Positions — Legislative Count	(13.5)	(13.5)
Personal Services	\$ 289,712	\$ 298,287
All Other	89,145	92,304
Total	\$ 378,857	\$ 390,591