

# 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.

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Twin City Printery  
Lewiston, Maine  
1989

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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 THIRTEENTH LEGISLATURE

1987

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the ratification of this Act, shall be deauthorized and may not be issued, provided that the Legislature may, within 2 years after the expiration of that 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.

**Sec. 6. Funds not expended.** If any proceeds from the sale of the bonds have not been expended within 10 years after the date of sale, those proceeds shall lapse to the county's debt service account.

**Sec. 7. Meeting.** The county commissioners of Androscoggin County shall meet with the county legislative delegation and the County Jail Planning Committee to finalize no later than 30 days after adjournment of the Legislature the necessary aspects of the bond issue.

**Sec. 8. Referendum for ratification.** After the meeting required by section 7, this Act shall be submitted to the legal voters of Androscoggin County at a statewide election in the month of November, but not later than 18 months after the adjournment of the Legislature. The Androscoggin County commissioners are authorized to expend such funds as are necessary to implement the referendum.

The county commissioners shall cause the preparation of the required ballots on which they shall state the subject matter of this Act in the following question:

"Shall the issuance of bonds be authorized in an amount not to exceed \$8,900,000 for improvement and construction of jail facilities for Androscoggin County?"

The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

Except as otherwise provided in this section, there shall be only one referendum under the authorization of this bill. If authorization of the issue is rejected by the voters, the question shall not be submitted again under the provision of this Act.

The ballot shall also contain the following information to be determined by the county commissioners, to be accurate as of the date when it is necessary to begin preparation of the ballot question.

1. A statement as to the total debt service of the requested issue divided into principal and interest and indicating the interest rate and period of the bond.

2. A statement as to the county's bonded indebtedness prior to the requested bond issue.

This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at the election; provided the total number of votes cast for and against the acceptance of this Act equals or exceeds 30% of the total votes for all can-

didates for Governor cast in the next previous gubernatorial election in the county. If at any such first election, the total number of votes cast for or against acceptance of this Act is less than 30% of the total votes for all candidates for Governor cast in the county in the next previous gubernatorial election, the county commissioners may submit the question to voters not more than one other time within the time prescribed in this section.

The result of such elections shall be declared by the Androscoggin County Commissioners and due certificate filed with the Secretary of State.

Effective pending referendum.

## CHAPTER 64

H.P. 722 — L.D. 973

### AN ACT to Improve Funding for Communicatively Impaired Maine Residents Served by Community-based, Private Nonprofit Speech and Hearing Centers.

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

**Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1987-88

#### HUMAN SERVICES, DEPARTMENT OF

Bureau of Rehabilitation

All Other

\$60,000

These funds will be distributed to private, non-profit community-based speech and hearing centers through grant-in-aid, fees for service and other funding mechanisms used by the Department of Human Services, Bureau of Rehabilitation.

These funds shall not lapse but carry forward until June 30, 1989.

Effective September 29, 1987.

## CHAPTER 65

S.P. 367 — L.D. 1102

### AN ACT to Provide Funding to Accelerate Collection of Geologic Information Relating to Hazardous Waste Disposal and Geologic Resources and Hazards Assessment.

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

**Appropriation.** The following funds are appropriat-

ed from the General Fund to carry out the purposes of this Act.

1987-88

CONSERVATION, DEPARTMENT OF

Maine Geological Survey

All Other \$10,000

These funds are to be used to increase the rate of data collection and amount of geologic information available to public and private sectors concerning hazardous waste disposal, geologic resources and hazards assessments, including radon.

Effective September 29, 1987.

**CHAPTER 66**

H.P. 1038 — L.D. 1396

**AN ACT to Authorize Department of Transportation Bond Issues in the Amount of \$26,500,000 to Match Available Federal Funds for Highway, Bridge and Airport Improvements and to Reduce Ground Water Pollution Resulting from the Storage of State and Municipally-owned Highway Materials.**

**Preamble.** Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of Highway and General Fund bonds on behalf of the State of Maine to provide funds to match available federal funds for highway, bridge and airport improvements and to reduce ground water pollution resulting from the storage of state and municipally-owned highway materials.

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

**Sec. 1. Authorization of bonds to provide for highway, bridge and airport improvements and to reduce ground water pollution resulting from the storage of state and municipally-owned highway materials.** The Treasurer of State is authorized, under the direction of the Governor, to issue from time to time registered bonds in the name and behalf of the State to an amount not exceeding \$26,500,000 for the purpose of raising funds to match available federal funds for highway, bridge and airport improvements and to reduce ground water pollution from the storage of state and municipally-owned highway materials as authorized by section 6. The bonds shall be deemed a pledge of the full faith and credit of the State. The bonds shall not run for a longer period than 20 years from the date of the original issue of the bonds. Any issuance of bonds may contain a call feature at the discretion of the Treasurer of State with the approval of the Governor.

**Sec. 2. Records of bonds issued to be kept by the State Auditor and Treasurer of State.** The State Auditor shall keep an account of the bonds, showing the number and amount of each, the date when payable and the date of delivery of the bonds to the Treasurer of State who shall keep an account of each bond showing the number of the bond, the name of the successful bidder to whom sold, the amount received for the same, the date of sale and the date when payable.

**Sec. 3. Sale; how negotiated; proceeds appropriated.** The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no such bond may be loaned, pledged or hypothecated in behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by him upon warrants drawn by the State Controller, are appropriated to be used solely for the purposes set forth in this Act. Any unencumbered balances remaining at the completion of the project in section 6 shall lapse to the debt service account established for the retirement of these bonds.

**Sec. 4. Interest and debt retirement.** Interest due or accruing upon any bonds issued under this Act and all sums coming due for payment of bonds at maturity shall be paid by the Treasurer of State.

**Sec. 5. Disbursement of bond proceeds.** The proceeds of the bonds set out in section 6 shall be expended under the direction and supervision of the Commissioner of Transportation.

**Sec. 6. Allocations and appropriations from Highway Fund and General Fund bond issues — highway, bridge and airport improvements and to reduce pollution from the storage of state and municipally-owned highway materials.** The proceeds of the sale of bonds shall be expended as designated in the following schedule.

Summary of Bond Issues

Highway Fund bond issues

Highway and bridge improvements	\$19,000,000
Sand and salt pile covering	3,700,000
DOT Underground Storage Tank Program	2,800,000

Total Highway Fund \$25,500,000

General Fund bond issue

Airport Improvements	1,000,000
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Total Highway Fund and General Fund Bonds	<u>\$26,500,000</u>
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**Allocation of Highway Fund bond issue.** Receipt of the Highway Fund Bond for the fiscal years, from July 1, 1987, to June 30, 1988, and from July 1, 1988, to June 30, 1989, from the proceeds of the sale of bonds shall be segregated, apportioned and expended as designated in the following schedule.