

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 SPECIAL SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

lature do not become effective until 90 days after adjournment unless enacted as emergencies; and

1987-88

Whereas, the Legislature finds an urgent need to allocate funds from the Highway Fund to carry out a feasibility study on a truck registration center; and

ATTORNEY GENERAL, DEPARTMENT OF

All Other

\$30,000

Whereas, this legislation is vitally needed as an emergency to enable this study; and

Provides funds to permit the Attorney General to pay for the cost of the record on appeal to the Supreme Judicial Court and to pay any costs that the plaintiffs are awarded pursuant to the Maine Revised Statutes, Title 14, sections 1501, 1502-B, 1502-C and 1502-D, by the Superior Court and Maine Rules of Civil Procedure, Rules 54 and 54A in the matter of Bell, et al v. Town of Wells, et al., C.V. 84-125, York County.

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,

These funds shall be used only for the purposes stated above and shall not be transferred. Any funds remaining on June 30, 1989, shall lapse to the General Fund.

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

Effective January 9, 1988.

Allocation. The following funds are allocated from the Highway Fund to carry out the purposes of this Act.

1987-88

SECRETARY OF STATE, DEPARTMENT OF

Division of Motor Vehicles

All Other

\$15,000

This allocation provides funds to the Secretary of State to contract with a provider to conduct a feasibility study of the benefits to be arrived by providing a single central location for the granting of registration, licensing or fuel tax tags or decals and other administrative matters relating to the trucking industry. The study shall include recommendations for the design, location and cost of a building or facility on, near or immediately accessible from the Interstate Highway System and the costs of implementing the program.

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

Effective October 15, 1987.

CHAPTER 79

H.P. 1402 — L.D. 1903

AN ACT to Make a Supplemental Appropriation to the Attorney General for the Appeal of Public Access Cases.

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.

CHAPTER 80

S.P. 673 — L.D. 1906

AN ACT Authorizing Certain Debt of the County of Piscataquis for Renovation and Expansion of Jail Facilities and Ratifying Certain Action Taken by Piscataquis County in Connection with the Authorization of this Debt.

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

Whereas, the present county jail facility located in Dover-Foxcroft is in need of immediate renovation and expansion in order to insure the safety and well-being of the inhabitants of Piscataquis County; and

Whereas, in Private and Special Law 1985, chapter 105, the Legislature authorized the county commissioners of Piscataquis County to borrow and expend a sum not to exceed \$2,400,000 for renovation and expansion of the county jail facility; and

Whereas, the voters of Piscataquis County approved and authorized the project, the borrowing and the expenditure by vote of 4,646 in favor and 2,390 opposed at a special election held on November 4, 1986; and

Whereas, certain technical questions have been raised concerning the submission of Private and Special Law 1985, chapter 105, to the legal voters of Piscataquis County for a referendum vote and the acceptance thereof by the voters pursuant to the referendum; and

Whereas, it is desirable that the county commissioners of Piscataquis County be authorized to borrow immediately a sum not to exceed \$2,400,000 for renovation

and expansion of the county jail facility located in Dover-Foxcroft and to issue bonds or notes for a jail facility in accordance with Private and Special Law 1985, chapter 105; 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:

Authorization; ratification. Notwithstanding Private and Special Law 1985, chapter 105, section 6, the county commissioners of Piscataquis County are authorized to borrow a sum not to exceed \$2,400,000 for renovation and expansion of the county jail facility located in Dover-Foxcroft and to issue bonds or notes for that purpose in accordance with Private and Special Law 1985, chapter 105, otherwise applicable to that law. All action taken in connection with the authorization of borrowing and the acceptance of Private and Special Law 1985, chapter 105, at the election held on November 4, 1986, is hereby ratified, confirmed, approved and adopted and bonds or notes may be issued without the necessity of further proceedings by Piscataquis County.

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

Effective October 19, 1987.

CHAPTER 81

H.P. 1406 — L.D. 1911

AN ACT to Provide Necessary Staff Resources for the Department of Economic and Community Development.

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

Whereas, Public Law 1987, chapter 534, Part A, created the Department of Economic and Community Development effective October 1, 1987; and

Whereas, the effectiveness of that department's efforts to carry out the intent of the Legislature will be directly dependent upon its ability to employ such staff as was originally contemplated to be available to it; and

Whereas, necessary authorization to establish several essential positions in the department was not included in chapter 534; and

Whereas, the department will be significantly handicapped if these positions are not made available to it

at the earliest possible date; 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:

Appropriation. There is appropriated from the General Fund for the fiscal years ending June 30, 1988, and June 30, 1989, to the departments listed the following sums:

	<u>1987-88</u>	<u>1988-89</u>
<u>ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF</u>		
Office of Tourism		
Positions	(3)	(3)
Personal Services	\$ 82,000	\$ 110,000
Provides authorization for establishment of positions necessary to carry out the responsibilities of this program.		
<u>EXECUTIVE DEPARTMENT</u>		
State Development Office		
All Other	\$(82,000)	\$(110,000)
Transfers funds to the Office of Tourism which are necessary in order to fulfill the department's tourism functions.		
TOTAL APPROPRIATIONS	\$ 0	\$ 0

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

Effective October 19, 1987.

CHAPTER 82

H.P. 1387 — L.D. 1886

AN ACT to Authorize Aroostook County to Raise \$500,000 for Renovations and Additions to the Aroostook County Jail.

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

Whereas, funds were raised by Aroostook County pursuant to Private and Special Law 1985, chapter 55, to make renovations and additions to the Aroostook County Jail; and

Whereas, projected costs of the project require that the county be authorized to raise an additional \$500,000;