

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
SECOND REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

the 35th day next prior to the day of election. With the nomination papers, there shall be filed the consent in writing of the persons proposed therein as candidates, agreeing to accept the nomination if nominated, not to withdraw and, if elected at the municipal election, to qualify as the quasi-municipal officer. When filed, the nomination papers shall be made available by the clerk to public inspection under supervision. The clerk shall keep them in the office for 6 months.

Sec. 2. P&SL 1963, c. 146, §17, first sentence, as amended by P&SL 1963, c. 216, §1, is further amended to read:

For accomplishing the purposes of this Act, ~~said~~ the district, by resolutions of its board of trustees, without district vote, is hereby authorized to borrow money temporarily and to issue therefor its negotiable notes, and for the purpose of renewing and refunding the indebtedness so created, of paying any necessary expenses and liabilities incurred under the provisions of this Act, including organizational and other necessary expenses and liabilities incurred by the district or the Town of Waldoboro, the district being authorized to reimburse ~~said~~ the Town of Waldoboro for any such expense incurred or paid by it, and in acquiring properties, paying damages, laying sewers, drains and conduits, constructing, maintaining and operating a sewage plant or system and making renewals, additions, extensions and improvements to the same and to cover interest payments during the period of construction, ~~said~~ the Waldoboro Sewer District, by resolutions of its board of trustees, without district vote, is also hereby authorized to issue, from time to time, bonds, notes or other evidence of indebtedness of the district in one series or in separate series, in such amount or amounts, bearing interest at such rate or rates, and having such terms and provisions as the trustees shall determine; provided, however, that the total indebtedness of ~~said~~ the district at any one time outstanding shall not exceed the sum of ~~\$250,000~~ \$1,000,000.

Sec. 3. Referendum; effective date. This Act shall be submitted to the legal voters of the Waldoboro Sewer District at an election to be called and held for the purpose by December 31, 1988. The election shall be called by the municipal officers and shall be held at the regular voting places. The election shall be called, advertised and conducted according to the law relating to municipal elections; except that the board of registration shall not be required to prepare nor the town clerks to post a new list of voters, and for this purpose the board of registration shall be in session on the 3 working days next preceding the elections, the first and 2nd days to be devoted to registration of voters and the last day to enable the board to verify the corrections of the lists and to complete and close their records of the session. The town clerk shall reduce the subject matter of this Act to the following question:

"Shall the debt limit of the Waldoboro Sewer District be increased to \$1,000,000 and nomination procedures for trustees be changed?"

This Act shall take effect for all purposes immediately upon its acceptance by a majority of the legal voters voting at the election, but only if the total number of votes cast for and against its acceptance exceeds 10% of the registered voters of the district, but failure of approval shall not prevent subsequent elections.

The results of the elections shall be declared by the municipal officers of the town and due certificates of the elections shall be filed by the town clerk with the Secretary of State.

Effective pending referendum.

CHAPTER 99

H.P. 1774 — L.D. 2427

AN ACT to Increase the Debt Limit for the South Berwick Sewer District.

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

Whereas, changes in the debt limit of the South Berwick Sewer District are necessary in order for the district to complete planning for a required secondary treatment plant; 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. P&SL 1963, c. 226, §16, 3rd sentence is amended to read:

The total outstanding indebtedness of said district, at any one time, shall not exceed the sum of ~~\$500,000~~ \$3,000,000.

Sec. 2. Referendum; effective date. This Act shall be submitted to the legal voters of the South Berwick Sewer District at an election to be called and held for the purpose on or before December 31, 1988. The election shall be called by the municipal officers and shall be held at the regular voting places. The election shall be called, advertised and conducted according to the law relating to municipal elections; except that the board of registration shall not be required to prepare nor the town clerk to post a new list of voters, and for this purpose the board of registration shall be in session on the 3 working days next preceding the election, the first and 2nd days to be devoted to registration of voters and the last day to enable the board to verify the corrections of the lists and to complete and close their records of the ses-

sion. The town clerk shall reduce the subject matter of this Act to the following question:

“Shall the debt limit of the South Berwick Sewer District be increased to \$3,000,000?”

This Act shall take effect for all purposes hereof immediately upon its acceptance by a majority of the legal voters voting at the election, but only if the total number of votes cast for and against its acceptance exceeds 10% of the registered voters of the district, but failure of approval shall not prevent subsequent elections.

The results of the elections shall be declared by the municipal officers of the town and due certificates thereof shall be filed by the town clerk with the Secretary of State.

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

Effective pending referendum.

CHAPTER 100

H.P. 1845 — L.D. 2527

AN ACT to Fund and Implement Collective Bargaining Agreements with Certain Maine Vocational-Technical Institute System Employees Represented by the Maine State Employees Association.

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

Whereas, certain obligations and expenses incident to the operation of the Maine Vocational-Technical Institute System collective bargaining agreements will become due and payable immediately; and

Whereas, it is the responsibility of the Legislature to act upon those portions of tentative bargaining agreements negotiated by the Executive Branch on behalf of the Maine Vocational-Technical Institute System employees which require legislative action; 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:

PART A

Sec. 1. Cost to the General Fund. There is appropriated in Part B funding sufficient, when combined

with other available funds, to cover the costs to the General Fund in the amount of \$145,886 for the fiscal year ending June 30, 1988, and the amount of \$337,826 for the fiscal year ending June 30, 1989, to implement the economic terms of the collective bargaining agreements agreed to by the Maine Vocational-Technical Institute System and the Maine State Employees Association for the Vocational-Technical Institute Supervisory and Support Services Bargaining Units.

Sec. 2. Adjustment of salary schedule for fiscal year 1988. Effective at the beginning of the pay week commencing closest to July 1, 1987, the salary schedule for employees in the Vocational-Technical Institute Supervisory and Support Services Units shall be adjusted by 3% consistent with the terms of the collective bargaining agreements.

Sec. 3. Adjustment of salary schedule for fiscal year 1989. Effective at the beginning of the pay week commencing closest to July 1, 1988, the salary schedule for employees in the Vocational-Technical Institute Supervisory and Support Services Units shall be adjusted by 3% consistent with the terms of the collective bargaining agreements. Effective at the beginning of the pay week commencing closest to January 1, 1989, the salary schedules for employees in the Vocational-Technical Institute Supervisory and Support Services Units shall be adjusted by 3% consistent with the terms of the collective bargaining agreements.

Sec. 4. New employees similar and equitable treatment. Employees in classifications included in the Vocational-Technical Institute Supervisory and Support Services Units but who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 1022, subsection 11, paragraph D, shall be given similar and equitable treatment on a pro rata basis to that given employees covered by the collective bargaining agreements.

PART B

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

	<u>1987-88</u>	<u>1988-89</u>
<u>FINANCE, DEPARTMENT OF</u>		
Salary Plan		
Personal Services	(\$145,886)	(\$337,826)
<u>MAINE VOCATIONAL-TECHNICAL INSTITUTE SYSTEM</u>		
Board of Trustees		
All Other	\$145,886	\$337,826
PART B TOTAL	\$ 0	\$ 0

Emergency clause. In view of the emergency cited