

# 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

SECOND REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

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**Sec. 15. Existing laws not affected; rights conferred subject to provisions of law.** Nothing contained in this Act is intended to repeal, or may be construed as repealing, the whole or any part of any existing law, and all the rights and duties mentioned in this Act shall be exercised and performed in accordance with all the applicable provisions and amendatory Acts of the Maine Revised Statutes, Title 35-A to the extent that this title and its amendments affect the operations of the district.

**Sec. 16. Separability clause.** If any section or part of a section of this Act shall be held invalid by a court of competent jurisdiction, the holding shall not affect the remainder of this Act, it being the intention that the remaining portions of this Act shall stand, notwithstanding the unconstitutionality or invalidity of any section, sentence, clause or phrase.

**Sec. 17. Acceptance subject to referendum.** This Act shall be submitted to the legal voters within the district at an election to be called for that purpose and held by December 31, 1988. The election shall be called, advertised and conducted according to the law relating to municipal elections, provided that the registrar of voters shall not be required to prepare or the clerk to post a new list of voters and, for this purpose, the registrar of voters shall be in session the 3 secular days preceding the election, of which the first 2 days will be devoted to registration of the voters and the last day to verification of the lists and completion of the records of these sessions by the registrar. The subject matter of this Act shall be reduced to the following question:

"Shall the Freeport Water District be created?"

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

The results shall be declared by the municipal officers of the Town of Freeport and the due certificate thereof filed by the clerk with the Secretary of State.

This Act shall take effect for all the purposes thereof immediately upon its acceptance by a majority of the legal voters within the district voting at the special election. Failure of the approval by the necessary majority of voters at any such election shall not prevent a subsequent election or elections to be held for that purpose.

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

Effective pending referendum.

## CHAPTER 110

H.P. 1800 — L.D. 2464

AN ACT to Establish Municipal Cost Components for Services to be Rendered in Fiscal Year 1988-89.

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

Whereas, prompt determination and certification of the municipal cost components in the unorganized territory tax district is necessary to the establishment of a mill rate and the levy of the unorganized territory educational and services tax; 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 1987, c. 53, §4 is amended to read:

**Sec. 4. Aroostook County.** The amount authorized for Aroostook County includes an amount to cover the purchase of a trail groomer and the building of a shed located in the Township of Sinclair which will be used for maintaining snowmobile trails and other county purposes. ~~This equipment and shed is held in trust for the unorganized territory of Aroostook County.~~ The maintenance of this equipment and shed shall be financed solely from snowmobile grant reimbursements. The trail groomer ~~and shed shall~~ may be leased to the Sinclair Township Committee or provided for their use with the provision that the excess of the grant, after maintenance, will reimburse the unorganized territory county fund for the purchase of the ~~properties~~ groomer. After payment of the total price, the county commissioners shall transfer ownership of the groomer to the Sinclair Township Committee. The county commissioners are authorized to sell the trail groomer ~~and shed~~ to the Sinclair Township Committee for the remaining balance of the price at any time. ~~At no time may the county have any liability resulting from use of ownership of the property.~~ The Sinclair Township Committee county shall provide and maintain liability insurance for the property. The trail groomer may not be operated if insurance has not been procured.

Any payments made to associations, clubs or other organizations from funds obtained under the Maine Revised Statutes, Title 36, chapter 115, shall be made in quarterly installments.

**Sec. 2. Municipal cost components for services rendered.** In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 1988-89 is \$7,721,806 as follows.

1988-89

Audit — Report  
— Fiscal Administrator

\$ 3,000  
69,345

Education — Operations — FY 1988-89	4,679,607
— Operations — FY 1988-89 (special)	638,479
— Operations — FY 1987-88 (special)	504,944

Forest Fire Protection 86,000

Human Services — General Assistance 225,070

Property Tax Assessment — Operations 378,905  
— Capital Outlay 6,000

Total State Agencies \$6,591,350

County reimbursements for services:

Aroostook	\$409,997
Franklin	180,795
Oxford	238,595
Penobscot	62,635
Piscataquis	252,050
Somerset	272,254
Washington	216,130

Total County Services \$1,632,456

TOTAL REQUIREMENTS \$8,223,806

#### COMPUTATION OF ASSESSMENT

Requirements \$8,223,806  
Less Deductions:

General —	
Special Revenue to be used by State Tax Assessor under the Maine Revised Statutes, Title 36, section 1602, subsection 4	\$100,000
State Revenue Sharing	150,000
Miscellaneous Revenues	12,000

TOTAL \$ 262,000

Educational —	
Lands Reserve Trust	\$140,000
Tuition — Travel	90,000
Miscellaneous	10,000

TOTAL \$ 240,000

TOTAL DEDUCTIONS \$ 502,000

TAX ASSESSMENT \$7,721,806

**Sec. 3. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

#### AUDIT, DEPARTMENT OF

Audit — Unorganized Territory	
All Other	\$6,000

Provides funds for publication and mailing of the unorganized territory annual report. These funds will be reimbursed to the General Fund through the Unorganized Territory Education and Services Fund.

#### FINANCE, DEPARTMENT OF

Bureau of Taxation

Capital Outlay \$6,000

Provides funds for a dry copier to reproduce 24" to 36" property tax maps. These funds will be reimbursed to the General Fund through the Unorganized Territory Education and Services Fund.

#### EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF

Education in Unorganized Territory

Capital Expenditures \$200,000

Provides funding for preliminary construction costs of a new school in Rockwood Strip unorganized territory. These funds will be reimbursed to the General Fund through the Unorganized Territory Education and Services Fund surplus.

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

Effective April 20, 1988.

## CHAPTER 111

H.P. 1896 — L.D. 2591

### AN ACT to Amend the Youth Fisheries and Wildlife Conservation Education Program.

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

**Sec. 1.** P&SL 1987, c. 12, §1 is amended to read:

**Sec. 1. Pilot program.** The Department of Inland Fisheries and Wildlife with support and assistance of the Department of Conservation's SERVE Maine Program shall conduct a pilot program for secondary high school students to increase student awareness and understanding of fisheries and wildlife management principles and practices.

Ten Up to 25 secondary school students shall may be selected annually to assist specific inland fisheries and wildlife and conservation law enforcement projects being undertaken by the Department of Inland Fisheries and Wildlife. Ten students shall be funded by the department each year and up to 15 students may be sponsored by individual sporting, service or fraternal organizations. The program shall be for a 6-week to 8-week period during the summer recess.

To be eligible, the students must be between the ages of 15 16 and 18 years, enrolled in the freshman through junior years in a secondary school in the State and pos-