

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

Fisheries and Hatcheries Operations

Capital Expenditures \$120,000 \$120,000

Allocates funds which have been transferred from the Department of Conservation, Bureau of Parks and Recreation, Boating Facilities Fund, for funding boat access, acquisition, and maintenance projects. Seventy-five percent of these amounts will be reimbursed by the Federal Sport Fish Restoration money.

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

Effective April 20, 1988.

CHAPTER 113

S.P. 993 — L.D. 2626

AN ACT to Authorize Kennebec County to Raise Up to \$7,900,000 to Renovate and Expand Jail and Law Enforcement Facilities for Kennebec County.

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

Sec. 1. P&SL 1987, c. 56 is repealed.

Sec. 2. To raise money for renovation and expansion of jail and law enforcement facilities for Kennebec County. The county commissioners of Kennebec County are authorized to raise and expend a sum not to exceed \$7,900,000 for renovation and expansion of the county jail and law enforcement facilities located in Augusta.

Sec. 3. Aid from other sources. The county commissioners of Kennebec County are authorized to borrow any portion of the sums herein authorized from or through any agency or department of the State and the Federal Government. The county commissioners are authorized to receive grants of money and other assistance from or through any agency or department for any of the purposes authorized in this Act.

Sec. 4. Bonds. To provide funds for the county jail facilities, the Treasurer of Kennebec County, with the approval of the county commissioners, may borrow from time to time upon the full faith and credit of the county such sums, not exceeding in the aggregate \$7,900,000, as may be necessary and may issue bonds therefor which shall bear on their face the words "Kennebec County Capital Improvement Bonds Act of 1988." Each authorized issue shall be payable in such annual installments, beginning not more than 2 years from the date of issuance and not earlier than the year 1989, as will extinguish each loan in not more than 20 years from its date. The bonds shall be signed by the treasurer of the county and countersigned by the majority of the county commissioners. The county may sell the securities at public or pri-

vate sale upon such terms and conditions as the county commissioners may deem proper, but at not less than par and accrued interest.

Sec. 5. Temporary notes. The county treasurer, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of the issue of serial bonds under this Act and may renew the same, but the time within which such serial bonds shall become due and payable shall not, by reason of such temporary notes, be extended beyond the term fixed by this Act. Any notes issued in anticipation of the serial bonds shall be paid from the proceeds of the bonds.

Sec. 6. Bonds authorized but not issued. Any bonds authorized but not issued, or for which bond anticipation notes have not been issued within 5 years of 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. 7. Referendum for ratification. This Act shall be submitted to the legal voters of Kennebec County. The dates of such submission shall be determined by the Kennebec County Board of Commissioners but not later than 18 months after adjournment of the Legislature. The Kennebec 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 \$7,900,000 for renovation and expansion of jail and law enforcement facilities for Kennebec County?"

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

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

This Act shall take effect for all the purposes hereof after the Kennebec County Commissioners have declared and certified the results of the elections, provided that

the date of certification is not less than 90 days after adjournment of the Legislature. In order to be effective, the Act must be accepted 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 candidates 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 Kennebec County Commissioners and due certificate filed with the Secretary of State.

Effective pending referendum.

CHAPTER 114

H.P. 1932 — L.D. 2633

AN ACT to Authorize Knox County to Raise up to \$4,900,000 to Construct a New Jail and Law Enforcement Facility.

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

Sec. 1. To raise money for construction of a new jail and law enforcement facility for Knox County. The county commissioners of Knox County are authorized to raise and expend a sum not to exceed \$4,900,000 for construction of a new jail and law enforcement facility to be located in Rockland.

Sec. 2. Aid from other sources. The county commissioners of Knox County are authorized to borrow any portion of the sums authorized in this Act from or through any agency or department of the State and of the Federal Government. The county commissioners are authorized to receive grants of money and other assistance from or through any agency or department for any of the purposes authorized in this Act.

Sec. 3. Bonds. To provide funds for the county jail facilities, the Treasurer of Knox County, with the approval of the county commissioners, may borrow from time to time upon the full faith and credit of the county such sums, not exceeding in the aggregate \$4,900,000, as may be necessary and may insure bonds therefor which shall bear on their face the words "Knox County Capital Improvement Bonds Act of 1988." Each authorized issue shall be payable in such annual installments, beginning not more than 2 years from the date thereof and not earlier than the year 1989, as will extinguish each loan in not more than 20 years from its date. The bonds shall be signed by the treasurer of the county and coun-

tersigned by the majority of the county commissioners. The county may sell the securities at public or private sale upon such terms and conditions as the county commissioners may deem proper, but at not less than par and accrued interest.

Sec. 4. Temporary notes. The county treasurer, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of the issue of serial bonds under this Act and may renew the same, but the time within which the serial bonds shall become due and payable shall not, by reason of the temporary notes, be extended beyond the term fixed by this Act. Any notes issued in anticipation of the serial bonds shall be paid from the proceeds of the bonds.

Sec. 5. Bonds authorized but not issued. Any bonds authorized but not issued, or for which bond anticipation notes have not been issued within 5 years of 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. Referendum for ratification. This Act shall be submitted to the legal voters of Knox County. The date of the submission shall be determined by the Knox County Board of Commissioners but not later than 18 months after adjournment of the Legislature. Prior to establishing the referendum date, the Knox County Board of Commissioners shall select the site for the new facility within the City of Rockland. The commissioners shall consult with the Knox County legislative delegation before the final site decision is made.

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 \$4,900,000 for the construction of a new jail and law enforcement facility in Rockland for Knox County?"

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

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

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