

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

Personal Services	\$ 45,099
All Other	86,496
Capital Expenditures	3,500
Total	<u>\$ 135,095</u>

Provides funds to establish a pilot project to implement a data collection and evaluation system. Funds in "Personal Services" shall be used only for limited-period positions.

The Alcohol and Drug Abuse Planning Committee shall provide a status report on the pilot project to the Joint Standing Committee on Appropriations and Financial Affairs by January 15, 1989, and January 15, 1990. This pilot project shall terminate on June 30, 1990, unless specifically extended by the Second Regular Session of the 114th Legislature.

Alcohol and Drug Abuse Prevention	
All Other	\$3,029,244
Total	<u>\$3,029,244</u>

DEPARTMENT OF HUMAN SERVICES TOTAL	<u>\$3,262,539</u>
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MENTAL HEALTH AND MENTAL
RETARDATION, DEPARTMENT OF

Mental Health Services -- Community	
Positions	(1)
Personal Services	\$ 43,468
All Other	796,612
DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL	<u>\$ 840,080</u>
GRAND TOTAL	<u>\$5,749,691</u>

Sec. 2. Allocation. The following funds are allocated from the Alcoholism Prevention, Education, Treatment and Research Fund to carry out the purposes of this Act.

	<u>1987-88</u>	<u>1988-89</u>
<u>EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF</u>		
Alcohol and Drug Education Services		
All Other	(\$59,520)	\$59,520

Provides funds in fiscal year 1988-89 for academic educational programs for students residing in long-term drug treatment facilities in Maine.

Sec. 3. Coordination. The Department of Corrections, the Department of Educational and Cultural Services, the Department of Human Services and the Department of Mental Health and Mental Retardation shall coordinate, to the greatest extent possible, their goals, education, treatment, prevention and research programs. Before expending any educational and training

funds, a department shall submit the plans for the program to the Alcohol and Drug Abuse Planning Committee established by the Legislature to ensure coordination of policy and service.

Sec. 4. Accountability. The Alcohol and Drug Abuse Planning Committee shall report to the Legislature, by the first day of each regular session of the Legislature, the actions taken by the departments pursuant to the allocations made from this fund. The report shall include a description of each program and actions taken expending funds for alcoholism prevention, training, education, treatment and research. The source of funds expended, whether federal, state or private grants, shall be identified. In addition, the committee shall provide a report on drug abuse, including a description of all programs and expenditures of all funds. The reports may include recommendations and outline issues which the Legislature, departments and the committee may wish to address.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1988.

Effective July 1, 1988.

CHAPTER 125

H.P. 1883 — L.D. 2575

AN ACT to Authorize a General Fund Bond Issue in the Amount of \$12,000,000 for Sewerage Facilities Construction.

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 bonds on behalf of the State of Maine to provide funds for sewerage facilities construction.

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

Sec. 1. Authorization of bonds to provide for sewerage facilities construction. 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 \$12,000,000 for the purpose of raising funds to provide for sewerage construction 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 10 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 Environmental Protection.

Sec. 6. Allocations from General Fund bond issue; sewerage facilities construction. The proceeds of the sale of bonds shall be expended as designated in the following schedule.

Sewerage facilities construction \$12,000,000.

Sec. 7. Contingent upon ratification of bond issue. Sections 1 to 6 shall not become effective unless and until the people of the State have ratified the issuance of bonds as set forth in this Act.

Sec. 8. Appropriation balances at year end. At the end of each fiscal year, all unencumbered appropriation balances representing state money shall carry forward from year to year. Bond proceeds which have not been expended within 10 years after the date of the sale of the bonds shall lapse to General Fund debt service.

Sec. 9. 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 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. 10. Statutory referendum procedure; submission at general election; form of question; effective date. This Act shall be submitted to the legal voters of the State at the next general election in the month

of November following passage of this Act. The city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$12,000,000 bond issue for sewerage facilities construction?”

The legal voters of each city, town and plantation shall vote by ballot on this question and shall designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal voters are in favor of the Act, the Governor shall proclaim that fact without delay and the Act shall become effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purpose of this referendum.

Effective pending referendum.

CHAPTER 126

H.P. 1902 — L.D. 2598

AN ACT to Authorize a General Fund Bond Issue in the Amount of \$13,000,000 to Investigate, Abate, Clean Up and Mitigate Threats to Public Health and the Environment from Uncontrolled Hazardous Substance Sites, Solid Waste Landfills and Underground Oil Storage Tanks.

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 bonds on behalf of the State to investigate, abate, clean up and mitigate threats to public health and the environment from uncontrolled hazardous substance sites or other hazardous waste discharges.

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

Sec. 1. Issue of bonds to investigate, abate, clean up and mitigate threats to public health and the environment from uncontrolled hazardous substance sites, solid waste landfills and residential and commercial underground oil storage tanks. The Treasurer of State may, under the direction of the Governor, issue from time to time registered bonds in the name and be-