

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

RESOLVES

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the

ONE HUNDRED AND THIRTEENTH LEGISLATURE

1987

parties; and be it further

Review by joint standing committee. Resolved: That the Joint Standing Committee on Utilities shall review the report of the Public Utilities Commission and, based on that review, may introduce legislation dealing with water supply or allocation to the Second Regular Session of the 113th Legislature.

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

Effective June 12, 1987.

CHAPTER 28

H.P. 1265 — L.D. 1731

Resolve, Authorizing the Director of Public Improvements to Resolve an Encroachment on State Property in Hallowell.

Director of Public Improvements authorized to sell. Resolved: That the Director of Public Improvements is authorized to sell at appraised value to Gerard P. and Angela G. Bilodeau the following property:

Boundary Description — State of Maine to Bilodeau Pleasant Street Place, Hallowell, Maine

A certain lot or parcel of land situated on the northeasterly side of Pleasant Street Place, so-called, in the City of Hallowell, Kennebec County, State of Maine, and being bounded and described as follows:

Beginning on the northeasterly right-of-way line of said Pleasant Street Place at the westerly corner of land of said Gerard P. and Angela G. Bilodeau, reference deed recorded in Kennebec County Registry of Deeds in Book 2587, Page 160; thence N 26° 27' 58" E along the northwesterly line of land of said Bilodeau a distance of 173.12 feet to a capped 3/4-inch iron rod set and other land of State of Maine, reference deeds recorded in said Registry of Deeds in Book 668, Page 205 and Book 50, Pages 364 and 365; thence S 31° 00' 14" W along land to be retained by said State of Maine, reference deed recorded in said Registry of Deeds in Book 288, Page 308, a distance of 172.13 feet to a capped 3/4-inch iron rod set; thence S 57° 09' 43" E along land to be retained by said State of Maine and along the northeasterly right-of-way line of said Pleasant Street Place a distance of 13.70 feet to the point of beginning, contained 1,179 square feet, more or less.

Being a portion of the premises described in a deed of Almira C. Dummer to the Maine Industrial School for Girls, dated March 25, 1874, recorded in Kennebec County Registry of Deeds in Book 288, Page 308.

Effective September 29, 1987.

CHAPTER 29

H.P. 836 — L.D. 1127

Resolve, Authorizing the Commissioner of Marine Resources to Convey an Easement over Certain State Land.

Commissioner of Marine Resources; authorized to convey an easement over certain state lands. Resolved: That the Commissioner of Marine Resources is authorized to grant to Gwendolyn M. Baldwin such easements as may be mutually agreeable, subject to the terms in this resolve, for the purpose of providing location for an outfall pipe from a licensed overboard discharge system across state-owned land at McKown Point, Boothbay Harbor, which land is described in a deed recorded at the Lincoln County Registry of Deeds, Book 973, Page 43, hereinafter referred to as "deed;" and be it further

Location of easement. Resolved: That the easement shall be restricted to the actual location of the outfall pipe across state-owned land at McKown Point. The Commissioner of Marine Resources shall require a survey to be conducted at the cost of Gwendolyn M. Baldwin, and the metes and bounds describing the location of the pipe shall be established in the easement between the State and Gwendolyn M. Baldwin; and be it further

Termination of easement. Resolved: That the easement authorized by this resolve shall become null and void in the event that the outflow pipe fails to qualify for or obtain any licenses, permits or certification required by law or there is a change in use of the property for which the easement in this resolve is being provided, that use being single family residential; and be it further

Contingent upon United States approval. Resolved: That this authorization for conveyance of an easement shall be contingent upon the written approval of the United States Department of Education, successor in function to the original grantor of the property, the United States Department of Health, Education and Welfare, as required by condition 2 of the deed.

Effective September 29, 1987.

CHAPTER 30

H.P. 1269 — L.D. 1733

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Androscoggin County for the Year 1987.

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

Whereas, Androscoggin County has certain expenses and liabilities which must be met as they become due; and

Whereas, it is necessary that the taxes for the year 1987 hereinafter mentioned be immediately assessed in order to provide the required revenue for the county; 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

Sec. 1. Androscoggin County; taxes apportioned. Resolved: That the following sum is granted as a tax on Androscoggin County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized herein, and for other purposes of law, for the calendar year 1987:

1987 TAX
\$1,506,759

; and be it further

Sec. 2. General Fund expenditures authorized. Resolved: That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 1987, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for each account in the county budget:

<u>APPROPRIATION ACCOUNT NUMBER</u>	<u>APPROPRIATIONS</u>
1005 — Superior Court Contractual Services	\$74,511
1010 — Civil Emergency Preparedness Personal Services Contractual Services Commodities Capital Expenditures	59,267 7,050 1,400 3,900
1015 — District Attorney Personal Services Contractual Services Commodities Joint Budget Capital Expenditures	103,285 19,450 4,300 7,020 800
1020 — County Commissioners Personal Services Contractual Services Commodities	36,795 13,900 694
1025 — County Treasurer Personal Services Contractual Services Commodities	53,115 3,235 700
1040 — Building Personal Services Contractual Services Commodities Capital Expenditures	55,668 123,520 27,600 1,000

1050 — Jail — Support of Prisoners Personal Services Contractual Services Commodities Capital Expenditures	393,320 97,450 76,550 48,202
1065 — Register of Deeds Personal Services Contractual Services Commodities	79,438 66,195 2,800
1070 — Register of Probate Personal Services Contractual Services Commodities	55,060 13,170 825
1075 — Sheriff Personal Services Contractual Services Commodities Capital Expenditures	253,378 49,390 9,000 42,807
1090 — Auditing Personal Services	6,000
1095 — Debt Service Principal Interest	45,000 24,232
2000 — Interest Contractual Services: Tax Anticipation Notes	69,000
2005 — Extension Service Contractual Services	45,000
2025 — Employee Benefits Contractual Services: Maine State Retirement Blue Cross and Blue Shield Social Security Unemployment Compensation	140,000 74,000 75,000 9,000
2035 — Soil Conservation Contractual Services	4,500
2040 — Copiers Contractual Services Commodities	2,700 2,400
2050 — Volunteer Firefighters Insurance Contractual Services	1,500
2080 — Contingent Account Contractual Services	25,000
TOTAL GENERAL FUND	\$2,308,127

; and be it further

Sec. 3. Revenue sharing expenditures authorized. Resolved: That the following additional sums, based on the county budget filed in the office of the Secretary of State, are authorized as expenditures by the county during the calendar year 1987, from federal revenue sharing funds received by the county, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for the accounts in the county budget:

<u>APPROPRIATION</u> <u>ACCOUNT NUMBER</u>	<u>APPROPRIATION</u>
1075 — Sheriff	
Personal Services	\$4,452

1987 TAX

\$2,201,504

; and be it further

Sec. 4. Summary. Resolved: That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calendar year 1987. The following is a summary of revenues and appropriations:

Total Appropriations	\$2,312,579
Available Credits:	
Estimated Revenue	\$482,368
Federal Revenue Sharing	4,452
Transfer from Surplus	207,000
Transfer from Capital Reserves — Bridges	112,000
Total Available Credits	<u>805,820</u>
Amount to be raised by taxation	\$1,506,759

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

Effective June 15, 1987.

CHAPTER 31

H.P. 1270 — L.D. 1734

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1987.

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

Whereas, Kennebec County has certain expenses and liabilities which must be met as they become due; and

Whereas, it is necessary that the taxes for the year 1987 hereinafter mentioned be immediately assessed in order to provide the required revenue for the county; 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

Sec. 1. Kennebec County; taxes apportioned. Resolved: That the following sum is hereby granted as a tax on Kennebec County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized herein, and for other purposes of law, for the calendar year 1987:

Sec. 2. General Fund expenditures authorized. Resolved: That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 1987, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for each account in the county budget:

<u>APPROPRIATION</u> <u>ACCOUNT NUMBER</u>	<u>APPROPRIATIONS</u>
1005 — Superior Court	
Contractual Services	\$ 131,450
1010 — Civil Emergency Preparedness	
Personal Services	24,000
Contractual Services	4,020
Commodities	1,400
Capital	2,500
1015 — District Attorney	
Personal Services	89,036
Contractual Services	37,740
Commodities	7,500
Capital Expenditures	3,000
1020 — County Commissioners	
Personal Services	31,927
Contractual Services	6,110
Commodities	950
1025 — County Treasurer	
Personal Services	28,505
Contractual Services	3,405
Commodities	1,080
1040 — Court House (Maintenance)	
Personal Services	34,204
Contractual Services	38,600
Commodities	23,900
Capital Expenditures	1,888
1050 — Jail — Support of Prisoners	
Personal Services	481,350
Contractual Services	148,000
Commodities	100,700
1065 — Register of Deeds	
Personal Services	102,209
Contractual Services	91,685
Commodities	11,150
1070 — Register of Probate	
Personal Services	89,297
Contractual Services	25,260
Commodities	8,200
1075 — Sheriff	
Personal Services	248,094
Contractual Services	74,500
Commodities	12,800
Capital Expenditures	31,076
1090 — Auditing	
Contractual Services	2,000
2000 — Interest	