

# 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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**RESOLVES**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
SECOND REGULAR SESSION  
of the  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
1987

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1111 — Commodities	8,500
Capital Expenditures	42,500
1050 — Jail — Support of Prisoners	
Personal Services	15,000
Contractual Services	200,590
Commodities	600
Capital Expenditures	500
1065 — Register of Deeds	
Personal Services	42,464
Contractual Services	44,267
Commodities	500
Capital Expenditures	1,800
1070 — Register of Probate	
Personal Services	47,227
Contractual Services	7,735
Commodities	2,200
Capital Expenditures	2,525
1075 — Sheriff	
Personal Services	319,111
Contractual Services	47,220
Commodities	13,300
Capital Expenditures	36,500
1080 — Advertising and Promotion	
Contractual Services	550
1090 — Auditing	
Contractual Services	1,700
1095 — Debt Service	
Principal	65,000
Interest	75,878
2000 — Interest	
Contractual Services:	
Tax Anticipation Notes	38,981
2005 — Extension Service	
Contractual Services	15,651
2025 — Employee Benefits	
Contractual Services:	
Blue Cross and Blue Shield	34,585
Wage Protection	1,700
Maine State Group Life Insurance	5,500
Maine State Retirement System	10,500
Social Security	42,000
Deferred Compensation	4,415
2035 — Soil Conservation	
Contractual Services	3,700
2040 — Copying	
Contractual Services	2,500
Commodities	2,500
Capital Expenditures	5,500
2045 — Program Grants	
Contractual Services:	
Time and Tide, Resource Conservation	
and Development	750
Sagadahoc Directors to Time and Tide, Mileage	250
Elmhurst Association for Retarded Citizens	1,000
A-95 Review Planning	1,500
Regional Planning	25,000
2050 — Insurance	
Contractual Services	67,925
2075 — Capital Reserve	
Capital Improvements	15,000
2080 — Contingent Account	
Contractual Services	25,000

2081 — Newell Fund	
Contractual Services	3,865
TOTAL GENERAL FUND	<u>\$1,533,007</u>

; 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 1988 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 ACCOUNT NUMBER</u>	<u>APPROPRIATIONS</u>
1050 — Jail — Support of Prisoners	
Contractual Services	\$1,560
TOTAL FEDERAL REVENUE SHARING	<u>\$1,560</u>

; 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 1988. The following is a summary of revenues and appropriations:

Total Appropriations		\$1,534,567
Available Credits:		
Estimated Revenue	\$247,878	
Federal Revenue Sharing	1,560	
Transfer from Surplus	<u>136,000</u>	
Total Available Credits		\$ 385,438
Amount to be Raised by Taxation		<u>\$1,149,129</u>

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

Effective March 30, 1988.

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## CHAPTER 91

H.P. 1879 — L.D. 2570

**RESOLVE, for Laying of the County Taxes and Authorizing Expenditures of Penobscot County for the Year 1988.**

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

Whereas, Penobscot 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 1988 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. Penobscot County; taxes apportioned. Resolved:** That the following sum is granted as a tax on Penobscot 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 1988:

1988 TAX  
\$3,538,343

; 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 1988, 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>
1000 — District Court	
Contractual Services	\$23,250
Commodities	600
1005 — Superior Court	
Contractual Services	108,323
Commodities	2,000
1010 — Civil Emergency Preparedness	
Personal Services	11,466
Contractual Services	3,450
Commodities	550
Capital Expenditures	4,000
1015 — District Attorney	
Personal Services	98,030
Contractual Services	70,425
Commodities	6,800
Capital Expenditures	7,800
1020 — County Commissioners	
Personal Services	21,528
Contractual Services	6,310
Commodities	800
1025 — County Treasurer	
Personal Services	57,928
Contractual Services	8,935
Commodities	2,775
Capital Expenditures	5,000
1030 — Labor Relations	
Contractual Services	11,500
1040 — County Buildings	
Personal Services	84,820

Contractual Services	107,100
Commodities	83,175
Capital Expenditures	500
1045 — Engineer	
Personal Services	25,870
Contractual Services	2,850
Commodities	560
1050 — Jail — Support of Prisoners	
Personal Services	989,768
Contractual Services	321,350
Commodities	186,500
Capital Expenditures	35,900
1060 — Telecommunications	
Personal Services	15,900
Contractual Services	200
Capital Expenditures	10,000
1065 — Register of Deeds	
Personal Services	87,776
Contractual Services	124,875
Commodities	4,900
Capital Expenditures	1,500
1070 — Register of Probate	
Personal Services	98,228
Contractual Services	30,575
Commodities	3,550
Capital Expenditures	4,450
1075 — Sheriff	
Personal Services	219,760
Contractual Services	109,040
Commodities	12,500
Capital Expenditures	55,500
1076 — Sheriff — Civil Process	
Personal Services	50,544
Contractual Services	10,018
Commodities	1,550
Capital Expenditures	8,000
1090 — Auditing	
Contractual Services	4,500
1095 — Debt Service	
Payment on Principal	255,000
Payment on Interest	289,043
2000 — Interest	
Contractual Services:	
Tax Anticipation Notes	40,000
2005 — Extension Service	
Contractual Services	53,350
2025 — Employee Benefits	
Contractual Services:	
Unemployment Compensation	3,000
Maine State Retirement System	45,000
Social Security	154,976
Blue Cross and Blue Shield	164,760
2035 — Soil Conservation	
Contractual Services	11,648
2045 — Program Grants	
Contractual Services:	
Eastern Maine Development Corporation	65,000
Penquis Program	30,000
Green Valley Association	5,600
Mattawamkeag Park	5,000
2050 — Insurance	
Contractual Services	149,100

2055 — County Dues		
Contractual Services		1,650
2075 — Capital Reserve Funds		
Contractual Services:		
Bridges		12,600
Building Improvements		40,000
Jail Building		25,000
2085 — Wage Adjustment		
Contractual Services		132,500
<b>TOTAL GENERAL FUND</b>		<b>\$4,826,456</b>

; and be it further

**Sec. 3. 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 1988. The following is a summary of revenues and appropriations:

Total Appropriations		\$4,826,456
Available Credits:		
Estimated Revenue	\$979,113	
Transfer from Surplus	<u>109,000</u>	
Total Available Credits		<u>1,088,113</u>
Amount to be raised by taxation		\$3,538,343

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

Effective March 30, 1988.

## CHAPTER 92

H.P. 1860 — L.D. 2546

### RESOLVE, Authorizing the Sale of Certain Public Lands.

**Director of the Bureau of Public Lands authorized to consummate the sale of certain public land. Resolved:** That the Director of the Bureau of Public Lands is authorized to consummate the sale of certain public land contemplated by the agreement dated February 29, 1988, between the State of Maine and Anthony F. Attardo, Anthony F. Attardo, Jr., and Paul Attardo, incorporated in this resolve. All money received from the sale of this land shall be deposited in the Public Reserve Lands Acquisition Fund and shall be used to purchase additional land for the Public Reserve Lands System.

Bureau of Public Land  
DEPARTMENT OF CONSERVATION

#### PURCHASE AND SALES AGREEMENT

THIS AGREEMENT is by and between the State of Maine, acting through its Bureau of Public Lands, Department of Conservation (hereinafter referred to as

the "State"), and Anthony F. Attardo, Anthony F. Attardo, Jr. and Paul Attardo, all of Scarborough, Maine (hereinafter collectively referred to as the Grantee"), in accordance with the provisions of 30 M.R.S.A. Section 4169 and subject to the following terms and conditions:

(1) Subject to the terms hereof, the State shall convey all of its right, title and interest in and to a certain lot or parcel of land, (hereinafter referred to as the "premises"), as described in Exhibit A attached hereto.

(2) The conveyance of the lot forming the premises shall be by deed to Anthony F. Attardo, Anthony F. Attardo, Jr. and Paul Attardo. No further obligation of the State of Maine, expressed or implied, is contained in this Agreement; and Anthony F. Attardo, Anthony F. Attardo, Jr. and Paul Attardo do hereby waive all claims or causes of action against the State of Maine, its agents or employees, relating to its or their management, ownership or administration of the premises.

(3) Grantee shall, at the time of closing, pay to the State of Maine, the sum of \$12,000 by certified or bank check payable to the Treasurer of the State of Maine. The Grantee shall also, prior to closing, arrange and pay for a survey, legal description and deed for the premises in a form satisfactory to the State.

(4) The State shall convey the property by quitclaim deed without covenant.

(5) The date of closing shall be within 30 days following the effective date of legislation authorizing this sale (the effective date is 90 days following adjournment of the Legislature.)

(6) If for any reason the Grantee shall fail to meet the terms of this Agreement, in whole or in part, the agreement shall be terminated, subject to renegotiation at the discretion of the Director of the Bureau.

(7) The Grantee hereby acknowledges that he has had an opportunity to inspect the property or has voluntarily waived such opportunity and that he understands and accepts the property and the terms of sale as represented herein.

(8) The parties hereby acknowledge that Legislative authority is necessary to permit the terms hereof to be performed by the State, and that this Agreement, therefore, is made contingent upon the granting of such authority. In the event that the 113th session of the Legislature does not approve legislation authorizing this sale, this Agreement shall terminate on the date of legislative adjournment of the regular session in 1988.

(9) The Grantee hereby certifies that he has full power and authority to act on behalf of the Grantee and that his signature affixed hereto binds the Grantee to the terms of this Agreement. In the event the Grantee shall default for any reason, in whole or in part, the agreement shall be terminated, subject to renegotiation by the