

MAINE STATE LEGISLATURE

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LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FOURTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 7, 1988 to July 1, 1989

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
SEPTEMBER 30, 1989

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1989

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST REGULAR SESSION

of the

ONE HUNDRED AND FOURTEENTH LEGISLATURE

1989

Sec. 1. Rangeley Water District; ratification of acts of board of trustees. The Legislature hereby ratifies all actions of the Rangeley Water District Board of Trustees, including the district's intervention and participation in proceedings of the Public Utilities Commission relating to the Rangeley Water Company, taken pursuant to Private and Special Law 1983, chapter 89.

Sec. 2. Water district dissolved. Private and Special Law 1983, chapter 89, is repealed effective March 15, 1990.

See title page for effective date.

CHAPTER 40

H.P. 465 - L.D. 630

An Act to Require the Commission on Manufactured Housing to Study Mediation of Disputes Between Mobile Home Park Operators and Tenants

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

Sec. 1. Examination of mediation of disputes between mobile home park operators and tenants. The Commission on Manufactured Housing, created by Private and Special Law 1987, chapter 139, shall, in addition to the duties of the commission prescribed by prior law, specifically examine issues regarding mediation of disputes between mobile home park operators and tenants. Among the issues the commission shall examine are: the types of disputes for which mediation should be required; the types of disputes for which mediation should be optional; who should provide mediation services; the relationship of mediation to the parties' abilities to seek judicial remedies; the implementation of disputed changes in the agreement between a park operator and tenants pending completion of mandatory mediation; and any other issues regarding the desirability, feasibility and efficacy of requiring mediation of some or all of the disputes between mobile home park operators and tenants. The commission may consult with the Court Mediation Service and the Manufactured Housing Board.

Sec. 2. Reporting date. The commission shall include in its final, written report to the Second Regular Session of the 114th Legislature its findings and recommendations regarding mediation of disputes between mobile home park operators and tenants.

See title page for effective date.

CHAPTER 41

H.P. 700 - L.D. 952

An Act to Make Allocations from the Transportation Safety Fund for the Fiscal Years Ending June 30, 1990, and June 30, 1991

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

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Department of Public Safety will become due and payable on or immediately after July 1, 1989; 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. Adjustments to allocations. Allocations may be increased or adjusted by the State Budget Officer, with the approval of the Governor, to specifically cover those adjustments determined to be necessary under any salary plan approved by the Legislature, and those reclassifications or range changes which have been approved by the Department of Administration and submitted for legislative review prior to the effective date of this Act.

Sec. 2. Encumbered balance at year end. At the end of each fiscal year, all encumbered balances shall not be carried forward more than once.

Sec. 3. Allocation of Transportation Safety Fund. Income to the Transportation Safety Fund for the next 2 fiscal years, from July 1, 1989, to June 30, 1990, and from July 1, 1990, to June 30, 1991, shall be segregated, apportioned and disbursed as designated in the following schedule:

	1989-90	1990-91
PUBLIC SAFETY, DEPARTMENT OF		
Motor Carrier Safety		
Positions	(25)	(25)
Personal Services	\$770,465	\$779,302
All Other	118,821	124,237
Capital Expenditures	29,030	42,428
TOTAL	\$918,316	\$945,967

Traffic Safety

Positions	(6)	(6)
Personal Services	\$281,269	\$282,180
All Other	39,562	41,279
TOTAL	<u>\$320,831</u>	<u>\$323,459</u>

DEPARTMENT OF
PUBLIC SAFETY
TOTAL

	<u>\$1,239,147</u>	<u>\$1,269,426</u>
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Sec. 4. Supplemental allocation to the Transportation Safety Fund. Income to the Transportation Safety Fund for the fiscal years July 1, 1989, to June 30, 1990, and July 1, 1990, to June 30, 1991, shall be segregated, apportioned and disbursed as designated in the following schedule:

	1989-90	1990-91
PUBLIC SAFETY, DEPARTMENT OF		

Motor Carrier Safety

Positions	(9)	(9)
Personal Services	\$413,800	\$417,769
All Other	35,340	36,605

Provides supplemental funds for 9 troopers for the Commercial Vehicle Enforcement Division previously funded by the Highway Fund.

DEPARTMENT OF
PUBLIC SAFETY
TOTAL

	<u>\$449,140</u>	<u>\$454,374</u>
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Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1989.

Effective July 1, 1989.

CHAPTER 42

H.P. 152 - L.D. 204

An Act Making Additional Allocations for the Expenditure of Funds Received by the State as a Result of Federal Court Orders in the Stripper Well Overcharge Case Involving the Shell Oil Company and the Exxon Oil Overcharge Case

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

Whereas, the 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of certain state departments will become due and payable immediately; 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:

PART A

Sec. 1. Allowance for state administrative purposes. An allowance for the use of funds allotted in this Act, not to exceed 5% of the funds allocated to each program, shall be available under this Act.

Sec. 2. Unexpended balances carried forward. Any unexpended balances of allocations made from this fund on June 30, 1990 shall not lapse, but shall carry through June 30, 1991 to be used for the same purposes. The Governor, through the Office of Energy Resources, shall report annually to the Legislature, beginning on December 1, 1989, the progress on the expenditures of funds and recommendations for the reallocation of funds.

Sec. 3. Allocation. The following funds are allocated from the Stripper Well Fund to carry out the purposes of this Act.

EXECUTIVE DEPARTMENT

Office of Energy Resources

Energy Extension Service

All Other	\$175,000	\$175,000
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Provides funds to continue the Energy Extension Service Outreach Program for 2 years, by offering direct assistance to small businesses, homeowners and organizations in methods and practices of energy conservation and efficiency.

Maine Energy Education Project

All Other	\$25,000	\$25,000
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Provides funds to support and continue the Maine Energy Education Program, MEEP, for 2 years, by offering energy education support and assistance through partnerships with public and private enterprises and the educational community.

Institutional Conservation Program

All Other	\$150,000	
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