

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 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

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>
--	--------------------	--------------------

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>
--	------------------	------------------

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
-----------	-----------	-----------

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
-----------	----------	----------

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
-----------	-----------

Provides funds for grants to public and nonprofit schools and hospitals. Grants are not to exceed 50% of project costs for each facility. To the extent possible, these funds shall be used to assist public and nonprofit schools to convert from electric heat to other more economical heating sources.

Weatherization Rebates

All Other \$288,868

Allocates available balance to be used for the same purposes as originally described in Public Law 1987, chapter 533, section 3.

Division of Community Services

Energy and Weatherization

All Other \$75,000

Allocates available balance to be used for the same purpose as originally described in Public Law 1987, chapter 533, section 3.

State Planning Office

All Other \$9,000

Allocates available balance to be used for the same purpose as originally described in Public Law 1987, chapter 533, section 3.

EXECUTIVE DEPARTMENT TOTAL	<u>\$722,868</u>	<u>\$200,000</u>
-------------------------------	------------------	------------------

HUMAN SERVICES, DEPARTMENT OF

Bureau of Maine's Elderly

All Other \$175,000

Allocates available balance to be used for the same purposes as originally described in Public Law 1987, chapter 533, section 3.

DEPARTMENT OF HUMAN SERVICES TOTAL	<u>\$175,000</u>	
------------------------------------------	------------------	--

TOTAL ALLOCATIONS - PART A	<u>\$897,868</u>	<u>\$200,000</u>
-------------------------------	------------------	------------------

PART B

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 Exxon Fund to carry out the purposes of this Act.

1989-90

AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF

Agricultural Technology Transfer Grant Program

All Other \$35,000

Allocates available balance to be used for the same purposes as originally described in Public Law 1985, chapter 818, section 3.

DEPARTMENT OF AGRICULTURE, FOOD AND RURAL RESOURCES TOTAL	<u>\$35,000</u>
--------------------------------------------------------------	-----------------

EXECUTIVE DEPARTMENT

Division of Community Services

Low-income Energy and Weatherization Assistance Program

All Other \$3,384,000

Allocates available balance to be used for the same purposes as originally described in Public Law 1985, chapter 818, section 3.

Office of Energy Resources

Community-based Weatherization

All Other \$350,000

Allocates available balance to be used for the same purposes as originally described in Public Law 1985, chapter 818, section 3.

Residential Furnace Service Rebate

All Other \$281,800

Allocates available balance to be used for the same purposes as originally

described in Public Law 1985, chapter 818, section 3.

High Efficiency Lighting Rebate

All Other \$250,000

Allocates available balance to be used for the same purposes as originally described in Public Law 1985, chapter 818, section 3.

Institutional Conservation Program

All Other \$257,365

Allocates available balance from 2 programs in order to fund grants to public and nonprofit schools and hospitals. Grants are not to exceed 50% of project costs for each facility. To the extent possible, these funds shall be used to assist public and nonprofit schools to convert from electric heat to other more economical heating sources.

EXECUTIVE DEPARTMENT

TOTAL \$4,523,165

TOTAL ALLOCATIONS - PART B \$4,558,165

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

Effective June 16, 1989.

CHAPTER 43

S.P. 351 - L.D. 933

An Act to Require the Attorney General to Develop a Model Lease for Residential Tenancies

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

Sec. 1. Development and distribution of a model, landlord-tenant lease by the Attorney General. No later than February 1, 1990, the Department of Attorney General shall develop and publish a model landlord-tenant lease that describes in plain language the rights and duties of parties to an agreement to rent a residential dwelling unit. In developing this model lease, the Attorney General shall solicit and consider the comments of landlords' and tenants' organizations. The Attorney General, in consultation with representatives of landlords and tenants, shall periodically update the model lease to ensure its conformity with applicable law.

Sec. 2. Lease advisory only. This model lease is advisory only; no landlord or tenant is required to use the model lease.

Sec. 3. Distribution. The Attorney General shall distribute single copies to interested individuals or organizations without cost.

Sec. 4. Report. The Attorney General shall report to the joint standing committee of the Legislature having jurisdiction over legal affairs matters during the First Regular Session of the 115th Legislature regarding the content, distribution and use of the model lease developed under section 1.

See title page for effective date.

CHAPTER 44

H.P. 1209 - L.D. 1681

An Act to Increase the Borrowing Authority of the Ogunquit Sewer District

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

Sec. 1. P&SL 1963, c. 87, §17, 2nd sentence, as amended by P&SL 1973, c. 193, is further amended to read:

The total indebtedness of said district at any one time outstanding shall not exceed the sum of ~~\$1,000,000~~ \$4,000,000.

Sec. 2. Referendum; effective date. This Act shall take effect 90 days after the adjournment of the Legislature for submitting the question of whether to increase the total indebtedness of the district from \$1,000,000 to \$4,000,000 to the legal voters of the Ogunquit Sewer District, resident in the district, at the next regular town meeting or at a special town meeting to be called and held for the purpose by December 31, 1989. The election shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, that the selectmen of the town shall not be required to prepare for posting, nor the town clerk to post, a new list of voters and for the purpose of registration of voters the board of voter registration shall be in session on the secular day next preceding the special election. The town clerk of the town shall prepare the required ballots, on which the town clerk shall reduce the subject matter of this Act to the following question:

"Shall 'An Act to Increase the Borrowing Authority of the Ogunquit Sewer District,' which increases the total authorized indebtedness of the Ogunquit Sewer District from \$1,000,000 to \$4,000,000 and which was passed by the 114th Legislature, be accepted?"

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