

# 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**

---

---

the State of Maine at a statewide election to be held on the Tuesday following the first Monday 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 \$5,000,000 bond issue to fund grants to solid waste regional commissions and associations and municipalities to pay for the capital costs associated with purchasing recycling equipment and facilities?”

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 76**

**H.P. 359 - L.D. 475**

**An Act to Assist the Environmental Health Unit of the Maine Bureau of Health**

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

**Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1990-91
<b>HUMAN SERVICES, DEPARTMENT OF</b>	
<b>Bureau of Health</b>	
All Other	\$25,000
Provides funds for the Division of Disease Control's Environmental Health Unit to assist in updating and improving its cancer registry	

and to continue its investigations and research on cancer rates in the State.

See title page for effective date.

**CHAPTER 77**

**H.P. 280 - L.D. 392**

**An Act to Increase Displaced Homemakers Program Funding to Continue Rural Outreach, Employment and Training and Support Services for Maine Displaced Homemakers**

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

**Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1989-90	1990-91
<b>LABOR, DEPARTMENT OF</b>		
<b>Displaced Homemakers Program</b>		
All Other	\$150,000	\$150,000
Provides funds for staffing and operating expenses for 2 permanent Rural Resource Coordinator positions to maintain and expand ongoing outreach, direct services and coordination of resources in rural areas of the State; 2 employment and training positions to focus on linkages with and placement in education, training, employment and economic development activities; and one clerical staff to provide critical program management support.		

See title page for effective date.

**CHAPTER 78**

**S.P. 305 - L.D. 804**

**An Act to Authorize a General Fund Bond Issue in the Amount of \$7,000,000 for Facilities Serving People with Mental Illness**

**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 capital improvements, major repairs, building purchase capital and other special needs of community-based nonprofit, voluntary organizations whose purpose is to provide services for people with mental illness.

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

**Sec. 1. Authorization of bonds to provide for services for people with mental illness.** 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 \$7,000,000 for the purpose of raising funds to provide for capital improvements, major repairs, building purchase capital and other special needs of community-based nonprofit service organizations serving persons with mental illness 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 5 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 on behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by the Treasurer of State 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 Maine State Housing Authority and the Department of Mental Health and Mental Retardation which shall collaboratively promulgate rules under the Maine Administrative Procedure Act, Maine Revised Statutes, Title 5, chapter 375, dealing with eligibility, use of funds and loan payments. The Maine State Housing Authority and the Department of Mental Health and Mental Retardation shall select an advisory committee composed of members representing mental health consumers, affected family members and providers of community service programs.

**Sec. 6. Allocations from General Fund bond issue; low-interest loan funds; emergency capital needs**

grants. The proceeds of the sale of bonds shall be expended as designated in the following schedule.

1989-90

**MAINE STATE HOUSING AUTHORITY**

**Acquisition, Construction or Rehabilitation - Mental Health Facilities**

All Other \$4,000,000

**MAINE STATE HOUSING AUTHORITY TOTAL**

\$4,000,000

**MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF**

**Emergency Capital Needs Grants**

All Other \$3,000,000

**DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION TOTAL**

\$3,000,000

**TOTAL ALLOCATIONS**

\$7,000,000

**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 to the following 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 statewide election; form of question; effective date.** This Act shall be submitted to the legal voters of the State of Maine at a statewide election to be held on the Tuesday following the first Monday 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 \$7,000,000 bond issue to provide funds that would be available, through grants and a

loan fund, for programs serving persons with mental illness?"

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 79**

**H.P. 864 - L.D. 1203**

**An Act to Increase Access to Long-term Care Services**

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

**Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1989-90	1990-91
<b>HUMAN SERVICES, DEPARTMENT OF</b>		
<b>Bureau of Maine's Elderly</b>		
All Other	\$100,000	\$100,000
Provides funds to develop and expand the number of adult day care programs throughout the State.		

See title page for effective date.

**CHAPTER 80**

**H.P. 801 - L.D. 1113**

**An Act to Authorize a General Fund Bond Issue in the Amount of \$4,400,000 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 \$4,400,000 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 5 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 on behalf of the State. The proceeds of the sale of the bonds, which shall be held by the Treasurer of State and paid by the Treasurer of State 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	\$4,400,000.
----------------------------------	--------------

**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.