

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST SPECIAL SESSION

August 21, 1989 to August 22, 1989

and

SECOND REGULAR SESSION

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
July 14, 1990

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
1990

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND FOURTEENTH LEGISLATURE

August 21, 1989 to August 22, 1989

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 Part B of this Act by voting on the following question:

"Shall a bond issue be authorized in the amount of \$35,000,000 to build, repair or renovate adult correctional 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 Part B of the Act, the Governor shall proclaim that fact without delay, and Part B of 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 Part B of this Act necessary to carry out the purpose of this referendum.

Effective pending referendum.

CHAPTER 91

S.P. 669 - L.D. 1783

An Act Relating to Funding for Adult Day Care Services

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

Whereas, this legislation must take effect immediately to correctly direct funds to home-based care programs; and

Whereas, these funds are needed prior to the effective date of Private and Special Law 1989, chapter 79; 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:

P&SL 1989, c. 79 is amended to read:

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

	1989-90	1990-91
HUMAN SERVICES, DEPARTMENT OF		
Bureau of Maine's Elderly Long-term Care - Human Services		
All Other	\$100,000	\$100,000

Provides funds to develop and expand the number of adult day-care home-based care programs throughout the State.

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

Effective August 23, 1989.

CHAPTER 92

H.P. 1292 - L.D. 1785

An Act to Clarify the Question to Be Presented to the Voters Concerning the Maine Vocational-Technical Institute System Bonds

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

Whereas, Private and Special Law 1989, chapter 85 was passed on July 12, 1989; and

Whereas, Private and Special Law 1989, chapter 85 required that a question be submitted to the legal voters of the State at a statewide election to be held on the Tuesday following the first Monday of November following passage; and

Whereas, it is necessary that the question be amended to reflect the proposal more accurately; and

Whereas, it is necessary that this legislation be enacted as an emergency in order that the referendum concerning the issuance of bonds may be held in November 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:

P&SL 1989, c. 85, §11, 2nd ¶ is repealed and the following enacted in its place:

“Shall a bond issue be authorized in the amount of \$20,210,600 to make capital improvements at all campuses of the Maine Vocational-Technical Institute System?”

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

Effective August 23, 1989.

CHAPTER 93

S.P. 672 - L.D. 1793

An Act to Fund and Implement Collective Bargaining Agreements with Certain Employees of the Maine Vocational-Technical Institute System

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

Whereas, certain obligations and expenses incident to the operation of tentative Maine Vocational-Technical Institute System collective bargaining agreements would become due and payable at the beginning of the next fiscal year; and

Whereas, pursuant to the Maine Revised Statutes, Title 26, section 1026, subsection 1, the Legislature must approve cost items of tentative collective bargaining agreements negotiated on behalf of the Maine Vocational-Technical Institute System employees; 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. Appropriation from the General Fund. There are appropriated from the General Fund to the Board of Trustees of the Maine Vocational-Technical Institute System the sum of \$217,369 for the fiscal year ending June 30, 1990, and the sum of \$437,139 for the fiscal year ending June 30, 1991, to offset salary and benefit costs for certain Maine Vocational-Technical Institute System employees as a result of recently ratified collective bargaining agreements.

Sec. 2. Collective bargaining agreement implementation. Effective at the beginning of the pay

weeks commencing closest to July 1, 1989, and July 1, 1990, the economic items contained in the collective bargaining agreements between the Board of Trustees of the Maine Vocational-Technical Institute System and the Maine State Employees Association for the support services and supervisory bargaining units shall become effective.

PART B

Sec. 1. Appropriation from the General Fund. There are appropriated from the General Fund to the Board of Trustees of the Maine Vocational-Technical Institute System the sum of \$23,964 for the fiscal year ending June 30, 1990, and the sum of \$46,700 for the fiscal year ending June 30, 1991, to offset salary and benefit costs for certain Maine Vocational-Technical Institute System employees as a result of recently ratified collective bargaining agreements.

Sec. 2. Collective bargaining agreement implementation. Effective at the beginning of the pay weeks commencing closest to July 1, 1989, and July 1, 1990, the economic items contained in the collective bargaining agreements between the Board of Trustees of the Maine Vocational-Technical Institute System and the American Federation of State, County and Municipal Employees for the institutional services bargaining unit shall become effective.

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

Effective August 23, 1989.

CHAPTER 94

H.P. 1301 - L.D. 1799

An Act to Revise the Charter of the Madawaska Water District

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

Whereas, the Madawaska Water District was created by Private and Special Law 1953, chapter 17 and its charter was amended by Private and Special Law 1961, chapter 97, Private and Special Law 1965, chapter 52 and Private and Special Law 1973, chapter 49; and

Whereas, the Madawaska Water District has \$300,000 principal amount of bonds outstanding that mature November 1, 1989, and must be refunded; and

Whereas, section 7 of the Madawaska Water District charter provides that 10% of the residents qualified to vote in the district constitutes a quorum at any meeting of the district; and