

# 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 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**

**SECOND REGULAR SESSION**

**of the**

**ONE HUNDRED AND FOURTEENTH LEGISLATURE**

**January 3, 1990 to April 14, 1990**

---

---

Whereas, the Quantabacook Water District must take action as soon as possible to purchase the Quantabacook Water Company and become operational; and

Whereas, the appointment of the initial trustees is essential to the administration of the water district; 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. P&SL 1989, c. 45, §9, sub-§1 is repealed and the following enacted in its place:

1. First board. The municipal officers of the Town of Harrington shall appoint the first board of trustees. One trustee serves for a term of one year, one trustee serves for a term of 2 years and one trustee serves for a term of 3 years. At the first meeting the initial trustees shall determine by agreement, or failing to agree they shall determine by lot, the term of office of each trustee. Vacancies are filled pursuant to subsection 4.

Sec. 2. P&SL 1989, c. 45, §9, sub-§4, first sentence is repealed and the following enacted in its place:

Whenever the term of office of a trustee expires, the trustee's successor is elected by a plurality vote by the inhabitants of the district.

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

Effective April 17, 1990.

---

**CHAPTER 126**

H.P. 1795 - L.D. 2462

**An Act Increasing the Borrowing Capacity of the Mars Hill Utility District**

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

Whereas, the charter of the Mars Hill Utility District, Private and Special Law 1957, chapter 143, provides a borrowing capacity of \$1,500,000 that is insufficient for a certain waste water treatment project and water project to be undertaken by the Mars Hill Utility District; and

Whereas, it is necessary for the Mars Hill Utility District to borrow funds in excess of its present debt limit for the accomplishment of these projects; 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 1957, c. 143, §12, first sentence, as amended by P&SL 1979, c. 12, §2, is further amended to read:

For accomplishing the purposes of this act, said district, through its trustees, is authorized to borrow money temporarily in an amount not to exceed ~~\$1,500,000~~ \$4,500,000 outstanding at any one time and to issue therefor the interest-bearing negotiable notes of the district and for the purpose of refunding the indebtedness so created, of paying any necessary expenses and liabilities incurred under the provisions of this act, including the expenses incurred in the creation of the district, in reimbursing said town, in acquiring the aforesaid properties, privileges and franchises of the Mars Hill and Blaine Water Company, its successors or assigns, by purchase or otherwise, or securing sources of supply, taking water and land, paying damages, laying pipes, constructing and maintaining and operating a water, sewerage and drainage system, sewage treatment and disposal facilities and making extensions, additions and improvements to the same, the said district through its trustees may from time to time issue bonds of the district to an amount necessary in the judgment of the trustees therefor, maturing at one time or in uniform or varying installments with or without call provisions and at or without any premium.

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

Effective April 17, 1990.

---

**CHAPTER 127**

H.P. 1812 - L.D. 2484

**An Act to Expand the Boundaries of the Presque Isle Water District and the Presque Isle Sewer District**

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

Sec. 1. P&SL 1937, c. 80, §4, as repealed and replaced by P&SL 1987, c. 34, §1, is repealed and the following enacted in its place:

Sec. 4. Territorial limits; name; purposes. The City of Presque Isle and the inhabitants and territory within that city, which is bounded and described as follows: on the north by the corporate boundary of the City of Presque Isle (also being the south line of the City of

Caribou); on the east by the corporate boundary of the City of Presque Isle (also being the west lines of the Town of Easton and the Town of Fort Fairfield) on the south by the corporate boundary of the City of Presque Isle (also being the north line of the Town of Westfield); and on the west by the corporate boundary of the City of Presque Isle (also being the east lines of the Town of Chapman, the Town of Mapleton and the Town of Washburn) is hereby created a body politic and corporate by the name of Presque Isle Sewer District for the purpose of providing in that district a system of public sewage and drainage for the comfort, convenience and health of the inhabitants of the district, with all the rights, privileges and immunities incident to similar corporations.

**Sec. 2. P&SL 1941, c. 67, §1, as amended by P&SL 1987, c. 34, §2, is repealed and the following enacted in its place:**

**Sec. 1. Territorial limits; names purposes.** The City of Presque Isle and the inhabitants and territory within that city, which is bounded and described as follows: on the north by the corporate boundary of the City of Presque Isle (also being the south line of the City of Caribou); on the east by the corporate boundary of the City of Presque Isle (also being the west lines of the Town of Easton and the Town of Fort Fairfield) on the south by the corporate boundary of the City of Presque Isle (also being the north line of the Town of Westfield); and on the west by the corporate boundary of the City of Presque Isle (also being the east lines of the Town of Chapman, the Town of Mapleton and the Town of Washburn) is hereby created a body politic and corporate by the name of Presque Isle Water District for the purpose of supplying inhabitants of that district with pure water for domestic, sanitary, commercial and municipal purposes.

**Sec. 3. Referendum; effective date.** This Act must be submitted to the legal voters of the districts and the legal voters of the territory to be added to the sewer and water districts at a special election or elections to be called and held for that purpose. The elections must be called by the municipal officers of the City of Presque Isle and must be held at the regular voting places. The dates of the elections must be determined by the municipal officers, but the first election in the district may not be later than December 1, 1990. These special elections must be called, advertised and conducted according to the law relating to municipal elections; except that the board of registration is not required to prepare nor the city clerk to post a new list of voters and for this purpose the board of registration shall be in session on the 3 secular days next preceding the elections, the first and 2nd days to be devoted to registration of voters and the last day to enable the board to verify the corrections of the lists and to complete and close up its records of the session. The city clerk shall reduce the subject matter of this Act to the following questions:

(1) "Shall the boundaries of the Presque Isle Sewer District be extended?"

(2) "Shall the boundaries of the Presque Isle Water District be extended?"

The voters shall indicate by a cross (x) or check mark (✓) placed against the word "Yes" or "No" their opinion of the same.

Section 1 of this Act takes effect for all purposes immediately upon the acceptance of the question of extension of the sewer district boundaries by a majority of the legal voters of the sewer district and a majority of the legal voters of the territory to be added to the sewer district, voting at the elections, but only if the total number of votes cast for and against the acceptance of this Act in the special elections equals or exceeds 10% of the registered voters of the district and 10% of the registered voters of the territory to be added to the district, but failure of approval by the necessary percentage of voters does not prevent subsequent elections.

Section 2 of this Act takes effect for all purposes immediately upon the acceptance of the question of extension of the water district boundaries by a majority of the legal voters of the water district and a majority of the legal voters of the territory to be added to the water district, voting at the elections, but only if the total number of votes cast for and against the acceptance of this Act in the special elections equals or exceeds 10% of the registered voters of the district and 10% of the registered voters of the territory to be added to the district, but failure of approval by the necessary percentage of voters does not prevent subsequent elections.

The results of the elections must be declared by the municipal officers of the city and due certificates thereof must be filed by the city clerk with the Secretary of State.

Effective pending referendum.

---

## CHAPTER 128

S.P. 705 - L.D. 1843

### An Act to Require the Superintendent of Insurance to Review the Requirements for a Certificate of Authority for Certain Captive Medical Malpractice Insurers

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

**Whereas,** this Act requires the Superintendent of Insurance to review the requirements for captive medical malpractice insurers and report to the Legislature by September 1, 1990; and

**Whereas,** that review must begin before the expiration of the 90-day period in order to be completed on time; and