

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

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND FOURTEENTH LEGISLATURE

1989

Veterans' Homes, to provide security for the bonds described in subsection 1.

4. In the event title to the parcel has reverted to the State pursuant to this resolve, the director shall lease the parcel to the Maine Veterans' Homes on the same terms as the current lease of the parcel from the Bureau of Public Lands to the Maine Veterans' Homes, and this lease shall continue for as long thereafter as the parcel is used for the purposes associated with the maintenance of a veterans' home in Augusta.

EXHIBIT A

A certain lot or parcel of land situated on the westerly side of Cony Road and the southerly side of Piggery Road in the City of Augusta, County of Kennebec and State of Maine being bounded and described as follows:

Beginning at a metal reinforcing rod, the rod being located at the intersection of the westerly sideline of Cony Road and the southerly sideline of Piggery Road;

Thence N 56° 45' 40" W along the southerly sideline of Piggery Road a distance of 320 feet to a metal reinforcement rod;

Thence continuing along the same course of N 56° 45' 40" W in the southerly sideline of the road, a distance of 320 feet to a metal rod;

Thence by land of the grantor the following courses:

S 8° 21' 20" W a distance of 313.60 feet to a metal rod;

Thence S 33° 10' W a distance of 247.00 feet to a metal rod;

Thence S 55° 27' W a distance of 65.92 feet to a metal rod;

Thence S 33° 10' W a distance of 167.00 feet to a metal rod;

Thence S 56° 50' E along the remains of barbed wire fence and other land of the grantor, a distance of 460.15 feet to a metal rod in the westerly sideline of Cony Road;

Thence N 44° 09' 40" E along the westerly sideline of said Cony Road, a distance of 253.88 feet to a metal rod;

Thence N 35° 58' E and continuing along the westerly sideline of Cony Road, a distance of 510.30 feet to a metal rod at the point of beginning.

The above described courses are magnetic for the year 1978.

See title page for effective date.

CHAPTER 30

S.P. 601 - L.D. 1678

Resolve, to Provide for a Commemorative Motor Vehicle License Plate to Celebrate the Bicentennial of Vinalhaven

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

Whereas, 1989 is the bicentennial of the establishment of Vinalhaven; and

Whereas, the people of Vinalhaven wish to have and display commemorative license plates to celebrate that bicentennial; and

Whereas, unless this legislation is enacted as emergency legislation, the bicentennial year will be nearly finished before those license plates can be issued; 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

Bicentennial plates authorized. Resolved: That a reflectorized, commemorative, simulated motor vehicle registration plate in celebration of the bicentennial of Vinalhaven, designed, distributed and sold by the Vinalhaven Fire Department in cooperation with the Fox Island Bicentennial Committee, may be displayed to replace the front registration plate on any motor vehicle registered in this State, except truck tractors, from January 1, 1989 to December 31, 1989. The commemorative bicentennial plate may be displayed on motor vehicles, except truck tractors, registered outside this State, but operated within this State, in the same manner as provided for vehicles registered in this State. No such commemorative plates may be sold, distributed or displayed which are not approved by the Vinalhaven Fire Department and the Fox Island Bicentennial Committee.

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

Effective June 16, 1989.

CHAPTER 31

S.P. 391 - L.D. 1036

Resolve, to Direct the Executive Branch to Develop a Special Review Process to Monitor Personal Services Contracts

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

Whereas, it is necessary to ensure the timely provision of state services to the citizens of Maine; and

Whereas, State Government has the responsibility to provide services in an efficient and cost effective manner; and

Whereas, the public interest is best served by maintaining the integrity of a civil service system which is able to effectively deliver a wide range of services; and

Whereas, it is often necessary for State Government to contract with nongovernmental organizations and the private sector to provide governmental services; and

Whereas, efficient contracting of state services requires appropriate standards and procedures; and

Whereas, it is necessary to review these standards and procedures as soon as possible in order to prepare recommendations to the Second Regular Session of the 114th Legislature; 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

Sec. 1. Study. Resolved: That the Department of Administration, working jointly with employee organizations certified as the bargaining agents for state employees, shall study the efficiency and effectiveness of personal service contracts and their impact upon the State's work force. The Commissioner of Administration shall establish a special contract review procedure to monitor state services provided through the use of personal service contracts. The review procedure shall be used to determine whether services provided through personal service contracts are efficient and consistent with the public good. The review of personal service contracts of different departments shall include documentation of the need for personal service contracts, to include:

1. The substantiation of need and cost savings, if any, associated with these contracts;
2. The degree of quality of service; and
3. The impact of these contracts on the civil service system; and be it further

Sec. 2. Report. Resolved: That the Commissioner of Administration report the results of the review of personal service contracts to the Joint Standing Committee on State and Local Government, the Joint Standing Committee on Audit and Program Review and any other committee of the Legislature considered appropriate by the commissioner. The report shall be presented no later than March 1, 1990. The report shall contain findings and recommendations concerning the use of personal service contracts and the continuation and operation of the special review procedure established under this resolve.

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

Effective June 19, 1989.

CHAPTER 32

H.P. 1210 - L.D. 1682

Resolve, to Protect and Preserve Certain Property in Saco Owned by the Finance Authority of Maine

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

Whereas, the Finance Authority of Maine is the owner of certain property located in Saco between Flag Pond Road, the Maine Turnpike and the Saco and Scarborough town line, which property was formerly used to deposit wastes from a leather tannery and is commonly known as the Saco Tannery Waste Pits Site; and

Whereas, the United States Environmental Protection Agency, EPA, has placed the site on the national priorities list, making the site eligible to receive Federal Superfund money for remedial action; and

Whereas, EPA has requested, as a precondition to issuing its record of decision establishing the remedial action plan for the site, that the Legislature enact necessary controls to assure that the site is not developed or disturbed in any way that might result in the release or exposure of contaminants in the future; and

Whereas, legislative action must be taken promptly in order that the EPA record of decision can be issued and remedial action begun as promptly as possible; 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

Preserve created. Resolved: That the property currently owned by the Finance Authority of Maine and located in Saco is hereby designated a wildlife preserve, upon which no development shall be undertaken and no disturbance of the surface of the ground may take place other than as may be necessary to isolate, protect and remediate the wastes currently located on the property.

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

Effective June 19, 1989.
