

# 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.

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J.S. McCarthy Company  
Augusta, Maine  
1989

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**RESOLVES**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND FOURTEENTH LEGISLATURE**

**1989**

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**Sec. 3. Summary. Resolved:** That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calendar year 1989. The following is a summary of revenues and appropriations:

Total Appropriations:	\$2,058,070
Available Credits:	
Estimated Revenue	\$285,701
Surplus	<u>82,000</u>
Total Available Credits	\$367,701
Amount to be raised by taxation	<u>\$1,690,369</u>

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

Effective June 21, 1989.

## CHAPTER 37

### S.P. 624 - L.D. 1721

#### **Resolve, Reimbursing Certain Municipalities for Taxes Lost Due to Lands being Classified under the Maine Tree Growth Tax Law**

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

**Whereas,** certain municipalities have been reimbursed for 75% of the tax loss incurred pursuant to the Maine Revised Statutes, Title 36, section 578, and money remains due to these municipalities; and

**Whereas,** certain municipalities currently are in need of the remaining reimbursement funds due to the taxes lost; 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

**Reimbursements to be paid to certain municipalities. Resolved:** That the following designated municipalities be reimbursed for the sums indicated under the provisions of the Maine Tree Growth Tax Law, the Maine Revised Statutes, Title 36, section 578, subsection 1:

<b>Androscoggin County</b>	<b>1988</b>
Auburn	\$181.92
Durham	968.64
Greene	27.30

Leeds	353.28
Lewiston	13.38
Lisbon	222.00
Livermore	157.38
Livermore Falls	170.52
Mechanic Falls	402.72
Minot	552.28
Poland	195.48
Sabattus	46.02
Wales	15.42

#### **Aroostook County**

Allagash	1,991.85
Amity	962.46
Ashland	1,394.82
Bancroft	1,098.66
Bridgewater	226.02
Caribou	35.16
Cary Plantation	72.06
Castle Hill	156.18
Caswell Plantation	437.10
Chapman	393.78
Crystal	210.00
Cyr Plantation	776.46
E Plantation	689.34
Eagle Lake	567.42
Easton	177.54
Fort Fairfield	173.28
Fort Kent	107.16
Glenwood Plantation	513.57
Grand Isle	485.34
Hamlin	598.73
Hammond	1,543.27
Haynesville	4,692.33
Hersey	251.94
Hodgdon	235.20
Houlton	25.44
Island Falls	156.12
Limestone	34.08
Linneus	477.18
Littleton	67.32
Ludlow	184.26
Macwahoc Plantation	48.98
Madawaska	132.24
Mapleton	68.22
Masardis	680.88
Merrill	930.96
Monticello	124.44
Moro Plantation	678.17
Nashville Plantation	790.30
New Canada	695.64
New Limerick	8.40
New Sweden	126.60
Oakfield	547.80
Orient	4,033.44
Oxbow Plantation	1,009.02
Perham	472.74
Portage Lake	1,900.77
Presque Isle	38.94
Reed Plantation	625.46
St. Francis	596.58

St. John Plantation	318.46	<b>Hancock County</b>	
Sherman	199.20		
Smyrna	836.46	Amherst	4,511.52
Stockholm	3,669.36	Aurora	3,984.72
Van Buren	146.58	Bar Harbor	42.30
Wade	827.94	Blue Hill	1,631.76
Wallagrass Plantation	761.40	Brooklin	55.68
Washburn	144.96	Brooksville	4.80
Westfield	772.32	Bucksport	410.64
Westmanland	34.61	Castine	40.02
Weston	639.36	Dedham	609.18
Winterville Plantation	954.96	Deer Isle	230.82
Woodland	9.72	Eastbrook	3,073.20
		Ellsworth	1,199.04
<b>Cumberland County</b>		Franklin	1,880.40
		Great Pond	1,190.22
Baldwin	714.48	Lamoine	17.23
Bridgton	535.44	Frenchboro	55.62
Brunswick	347.04	Mariaville	3,623.52
Cape Elizabeth	85.68	Mount Desert	7.02
Casco	619.44	Orland	333.98
Cumberland	119.10	Osborn	1,149.60
Falmouth	409.92	Otis	654.72
Freeport	279.24	Penobscot	660.72
Gorham	218.22	Sedgwick	333.84
Gray	870.24	Sorrento	3.33
Harpswell	498.00	Southwest Harbor	20.64
Harrison	341.52	Stonington	19.74
Naples	440.82	Sullivan	361.38
New Gloucester	576.60	Surry	378.78
Portland	12.72	Swans Island	85.20
Raymond	1,197.84	Tremont	5.14
Scarborough	534.00	Trenton	548.16
Sebago	277.39	Verona	2.28
South Portland	1.32	Waltham	779.58
Standish	640.56	Winter Harbor	181.44
Westbrook	218.16		
Windham	270.36	<b>Kennebec County</b>	
Yarmouth	1.56		
		Albion	25.56
<b>Franklin County</b>		Augusta	604.08
		Belgrade	288.66
Avon	733.08	Benton	210.90
Carrabassett Valley	2,084.10	China	72.00
Carthage	4,005.12	Clinton	307.32
Chesterville	389.70	Farmingdale	2.46
Coplin Plantation	4,003.68	Fayette	315.24
Dallas Plantation	1,183.08	Gardiner	67.44
Eustis	959.16	Hallowell	64.80
Farmington	883.44	Litchfield	1,339.20
Industry	317.58	Manchester	60.19
Jay	185.34	Monmouth	2.76
Kingfield	920.40	Mount Vernon	153.12
Madrid	4,310.16	Oakland	192.30
New Sharon	1,983.84	Pittston	109.26
New Vineyard	1,883.76	Readfield	147.18
Phillips	3,851.04	Rome	1,043.28
Rangeley	3,201.36	Vassalboro	1,273.20
Rangeley Plantation	1,232.58	Vienna	909.60
Strong	471.72	Wayne	43.14
Temple	831.72	West Gardiner	4.62
Wilton	303.66	Windsor	318.12

Winslow	445.92	Upton	4,952.40
Winthrop	61.80	Waterford	537.54
<b>Knox County</b>		West Paris	173.10
		Woodstock	4,284.72
Appleton	54.72	<b>Penobscot County</b>	
Camden	2.74	Alton	291.51
Cushing	61.62	Bangor	109.62
Hope	305.52	Bradford	455.82
Isle au Haut	301.92	Bradley	816.96
North Haven	16.72	Brewer	6.60
Owls Head	1.98	Burlington	1,578.72
Rockland	155.76	Carmel	13.39
Thomaston	17.52	Carroll Plantation	3,737.00
Union	45.42	Charleston	395.88
Vinalhaven	123.36	Clifton	508.13
Warren	456.96	Corinna	45.96
Washington	828.48	Corinth	392.94
<b>Lincoln County</b>		Dexter	346.32
		Dixmont	43.48
Boothbay	287.76	Drew Plantation	1,006.40
Boothbay Harbor	12.54	East Millinocket	1,038.48
Bremen	840.72	Eddington	212.40
Damariscotta	94.02	Etna	115.14
Dresden	35.82	Exeter	813.36
Edgecomb	32.82	Garland	1,016.40
Newcastle	354.42	Glenburn	81.60
Somerville	143.04	Greenfield	967.14
Waldoboro	178.44	Hampden	20.46
Whitefield	329.04	Holden	140.58
<b>Oxford County</b>		Howland	864.18
		Hudson	2,144.16
Andover	1,382.16	Lagrange	816.12
Bethel	1,164.06	Lakeville	1,526.04
Buckfield	359.70	Lee	594.48
Byron	1,733.88	Levant	8.76
Canton	383.94	Lincoln	1,224.42
Denmark	2,070.42	Lowell	320.00
Dixfield	1,035.54	Mattawamkeag	1,065.48
Fryeburg	2,987.76	Maxfield	67.72
Gilead	364.32	Medway	1,182.66
Greenwood	4,787.52	Milford	1,023.78
Hartford	622.38	Millinocket	265.14
Hebron	107.65	Mt. Chase	784.68
Hiram	325.74	Newburgh	127.62
Lincoln Plantation	949.86	Newport	1,016.88
Magalloway Plantation	1,536.36	Old Town	312.12
Mexico	481.68	Orono	244.08
Newry	1,620.36	Orrington	46.24
Norway	1,808.88	Passadumkeag	350.46
Otisfield	1,433.76	Patten	582.24
Oxford	1,187.28	Plymouth	136.74
Paris	2,234.16	Prentiss Plantation	1,019.82
Peru	3,468.72	Springfield	3,091.68
Porter	1,881.60	Stacyville	968.64
Roxury	1,358.22	Stetson	115.68
Rumford	6,452.40	Veazie	4.68
Stow	215.82	Webster Plantation	1,090.92
Sumner	827.16	Winn	1,218.42
Sweden	603.18	Woodville	1,277.04

**Piscataquis County**

Abbot	406.98
Atkinson	677.40
Beaver Cove	1,018.86
Bowerbank	1,354.14
Brownville	1,221.48
Dover-Foxcroft	873.66
Guilford	569.88
Kingsbury Plantation	1,501.38
Lake View Plantation	1,371.00
Medford	1,162.44
Milo	392.58
Monson	862.92
Parkman	580.20
Sangerville	259.98
Sebec	191.95
Shirley	1,582.62
Wellington	199.01
Willimantic	1,019.24

**Sagadahoc County**

Arrowsic	52.08
Bath	8.94
Bowdoin	1,252.80
Bowdoinham	838.80
Richmond	859.92
Topsham	135.48
West Bath	250.56
Woolwich	53.94

**Somerset County**

Anson	1,484.64
Athens	2,576.88
Bingham	962.64
Brighton Plantation	1,276.20
Cambridge	169.26
Canaan	416.04
Caratunk	1,606.50
Cornville	375.72
Dennistown Plantation	1,258.86
Detroit	110.34
Embden	283.69
Fairfield	482.64
Harmony	27.87
Hartland	530.22
Highland Plantation	929.50
Jackman	1,174.98
Madison	576.66
Mercer	734.64
Moose River	1,248.54
New Portland	1,942.08
Norridgewock	1,205.76
Pittsfield	796.08
Pleasant Ridge Plantation	702.60
Ripley	132.06
St. Albans	298.68
Skowhegan	471.42
Smithfield	251.16
Solon	4,049.28
Starks	163.20

The Forks Plantation	4,807.44
West Forks Plantation	1,645.38

**Waldo County**

Belfast	132.12
Belmont	.34
Burnham	325.20
Frankfort	840.00
Freedom	33.01
Jackson	59.93
Knox	123.84
Liberty	27.66
Lincolnton	190.21
Monroe	59.88
Montville	110.04
Palermo	9.09
Prospect	15.24
Searsmont	215.64
Searsport	12.48
Stockton Springs	223.68
Swanville	24.72
Thorndike	305.28
Troy	1,917.60
Unity	714.14
Waldo	24.06
Winterport	22.50

**Washington County**

Addison	179.98
Alexander	2,825.28
Baileyville	785.76
Baring Plantation	539.28
Beddington	993.00
Calais	567.84
Centerville	1,322.46
Charlotte	411.96
Codyville Plantation	1,479.98
Columbia	563.76
Columbia Falls	319.26
Cooper	481.80
Crawford	648.22
Cutler	2,839.92
Danforth	1,418.88
Dennysville	264.93
East Machias	585.66
Grand Lake Stream	1,314.78
Harrington	92.40
Jonesboro	38.94
Jonesport	258.06
Lubec	70.20
Machias	66.00
Machiasport	22.06
Meddybemps	125.40
Milbridge	284.64
Northfield	4,640.64
Pembroke	481.92
Princeton	3,451.68
Robbinston	152.16
Roque Bluffs	18.39
Steuben	143.94
Talmadge	707.91

Topsfield	5,484.96
Vanceboro	680.04
Waite	660.34
Wesley	367.98
Whiting	2,730.96
Whitneyville	901.44

## York County

Alfred	225.84
Arundel	362.88
Berwick	383.04
Biddeford	166.56
Buxton	291.36
Cornish	346.32
Dayton	.49
Eliot	121.44
Hollis	408.78
Kennebunk	161.46
Kennebunkport	321.60
Lebanon	1,225.68
Limerick	70.08
Limington	387.24
Lyman	804.72
Ogunquit	18.90
Old Orchard Beach	29.52
Parsonfield	223.92
Saco	202.68
Sanford	1,053.60
Shapleigh	341.28
Waterboro	259.20
Wells	1,362.00
York	185.76

TOTAL \$324,269.66

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

Effective June 21, 1989.

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## CHAPTER 38

### S.P. 523 - L.D. 1430

#### Resolve, to Establish a Charter Commission to Review Androscoggin County Government

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

**Whereas,** there is a critical need to revise Androscoggin County government to enhance its effectiveness and accountability; and

**Whereas,** the publicly elected members of the commission to review Androscoggin County government will be elected in the November 1989 elections; 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

**Charter commission referendum. Resolved:** That, notwithstanding the Maine Revised Statutes, Title 30-A, section 1321, a county referendum shall be held in Androscoggin County at the November 1989, regular election to determine whether a charter commission should be established for the purpose of revising the charter or establishing a new charter for Androscoggin County.

Insofar as it is not inconsistent with this resolve, the conduct of the referendum, commission membership, charter amendments, submission to voters and judicial review shall be as set forth in the Maine Revised Statutes, Title 30-A, chapter 11, subchapter II.

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

Effective June 21, 1989.

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## CHAPTER 39

### H.P. 1069 - L.D. 1491

#### Resolve, to Establish the Commission to Study Real Estate Appraiser Certification and Licensing

**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 Commission to Study Real Estate Appraiser Certification and Licensing is to report to the committee having jurisdiction over business legislation by December 1, 1989; and

**Whereas,** without placing this legislation on an emergency basis, the committee will not be able to begin its study until September; and

**Whereas,** a September start would not provide adequate time for the committee to adequately study the subject; 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. Commission established; study. Resolved:** That there is established the Commission to Study Real Estate Appraiser Certification and Licensing. The commission shall study and recommend the best way to implement the requirements of the United States Office of Management and Budget regulations contained in OMB Circular A-129. The regulations state that beginning July 1, 1991, all real estate transactions involving federal funds will