

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

RESOLVES
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, an enjoyable route of natural beauty and scenic character is located in the northeasterly portion of Washington County; and

Whereas, failure to designate this resolve as an emergency measure means that this beautiful area will not be promoted for the upcoming summer tourist season and will postpone for another year the availability of this scenic way to the general public; 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. Quoddy Loop Scenic Way. Resolved:

That the area located in northeastern Washington County and described as follows: Route 1 from Princeton to Machias; Route 191 from East Machias to Cutler and Lubec; and Route 190 from Perry to Eastport, commonly known as the Maine side of the Quoddy Loop, which is a portion of the shared route comprised of roads, trails and ferry travel connecting coastal communities in the State and the Province of New Brunswick, Canada, is designated as Quoddy Loop Scenic Way and that the same designation be established on the New Brunswick side, by the Province of New Brunswick by its own action; and be it further

Sec. 2. Reciprocity. Resolved: That this resolve takes effect when similar legislation is enacted in the Province of New Brunswick.

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

Effective March 30, 1990.

CHAPTER 74

H.P. 1686 - L.D. 2334

Resolve, Authorizing the State to Release Its Interest in Certain Real Property in Richmond, Maine

Authorized to convey. Resolved: That the Director of the Bureau of Public Lands shall convey to Maynard D. Brown the State's interest in a certain parcel of land in Richmond. The parcel of land is described as follows:

A certain lot or parcel of land located in Richmond, County of Sagadahoc and State of Maine, at the southeasterly corner of the intersection of the Toothaker Road, so-called, and Route 201, so-called, bounded and described as follows:

Commencing at the southeast corner of said intersection; thence easterly along the southerly side of the

said Toothaker Road to land formerly of Joseph Sheldon, now of Sheldon heirs, at an iron pin; thence southerly along the westerly boundary of the land of said Sheldon heirs along a line of iron pins to the northerly boundary of land formerly of Chalmers Harlow to an iron pin; thence westerly along the northerly boundary of land formerly of Chalmers Harlow to the easterly side of said Route 201; thence northerly along the easterly side of said Route 201 to the point of beginning.

See title page for effective date.

CHAPTER 75

S.P. 941 - L.D. 2379

Resolve, Concerning Reauthorization of the \$15,000,000 Bond Issue for Sewage Treatment, Water Quality Improvement Facilities and Restoration and Cleanup of Oil Contaminated Ground Water and Well Water

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 Treasurer of State will be unable to sell any bonds not yet issued from the \$15,000,000 pollution abatement bond issue authorized by the voters in 1985 unless the Legislature reauthorizes the issuance of those bonds; and

Whereas, the Department of Environmental Protection will not be able to meet its existing contractual obligations with municipalities and quasi-municipal corporations unless the bonds not yet issued are reauthorized; 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. Findings; expiration. Resolved: That the Legislature finds that the authorization for the \$15,000,000 bond issue approved by the electorate in November 1985, for sewage treatment, water quality improvement facilities and restoration and cleanup of oil contaminated ground water and well water will expire in December 1990; and be it further

Sec. 2. Findings; reauthorization necessary. Resolved: That the Legislature further finds that unless the bond issue is reauthorized the progress in cleaning up the State's waters by municipal dischargers will be seriously hindered and the State will not be able to meet its existing contract obligations with municipalities and quasi-municipal corporations; and be it further

Sec. 3. Reauthorization of bonds. Resolved: That it is the intent of the Legislature to reauthorize bonds not yet issued from the \$15,000,000 bond issue for sewage treatment, water quality improvement facilities and restoration and cleanup of oil contaminated ground water and well water for an additional 5-year period from the effective date of this resolve; and be it further

Sec. 4. Appropriation. Resolved: That no additional appropriation is required to carry out the purposes of this resolve.

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

Effective April 6, 1990.

CHAPTER 76

S.P. 607 - L.D. 1701

Resolve, to Create the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development

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 the Establishment of a State and Tribal Partnership to Encourage Economic Development may report its findings and recommendations, including any necessary implementing legislation, to the First Regular Session of the 115th Legislature; and

Whereas, economic development is a very high priority of the Maliseet, Micmac, Penobscot and Passamaquoddy Indians in Maine who are seeking ways to revive distressed areas in which Indians in Maine are located; 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. Resolved: That the Commission to Study the Establishment of a State and Tribal Partnership to Encourage Economic Development is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission shall consist of the following 12 members:

1. Three Legislators to be appointed jointly by the President of the Senate and the Speaker of the House of Representatives;

2. The Director of Economic and Community Development or the director's designee;

3. Four members representing the interests of community business and economic development, to be appointed by the Governor; and

4. One member from each of the following groups, to be appointed by the President of the Senate and Speaker of the House of Representatives from nominees submitted by the tribal governor or chair of the band:

A. The Houlton Band of Maliseet Indians;

B. The Penobscot Nation;

C. The Passamaquoddy Tribe; and

D. The Aroostook Band of Micmac Indians; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments shall be made no later than 30 days following the effective date of this resolve. The Executive Director of the Legislative Council shall be notified by all appointing authorities once the selections have been made. The Chair of the Legislative Council shall call the first meeting of the commission. The commission shall select a chair from its membership; and be it further

Sec. 4. Duties. Resolved: That the commission shall undertake a study of state incentives for economic development in economically distressed rural communities and Indian reservations. As part of the study, the commission shall:

1. Research various incentives for the promotion of economic development in economically distressed rural regions;

2. Identify those incentives that would most effectively bolster economic development efforts; and

3. Examine ways in which the State and the Indian tribes can undertake local and regional economic development efforts in partnership; and be it further

Sec. 5. Report. Resolved: That the commission may submit any implementing legislation it prepares pursuant to this resolve to the First Regular Session of the 115th Legislature by January 31, 1991. The commission members shall serve without legislative staff assistance; and be it further

Sec. 6. Reimbursement. Resolved: That all members of the commission serve without compensation and are not entitled to reimbursement for expenses.

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

Effective April 6, 1990.