

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

FIRST SPECIAL SESSION

July 11, 1991 to July 18, 1991

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 9, 1991

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
1991

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

Whereas, this Act appropriates funds for fiscal year 1991-92 which begins before this Act would otherwise be effective; 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:

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

| | 1991-92 | 1992-93 |
|---|-------------------|-------------------|
| MAINE MUNICIPAL BOND BANK | | |
| Maine Municipal Bond Bank - Maine Rural Water Association | | |
| All Other | \$133,000 | \$133,000 |
| Provides funds for the Maine Rural Water Association to assist municipalities, water districts and sewer districts with water and sewer improvements and other related activities. These funds may not lapse and must be carried forward to the next fiscal year. | | |
| Maine Municipal Bond Bank | | |
| All Other | (\$83,000) | (\$83,000) |
| Provides for the transfer of funds originally provided in Public Law 1991, chapter 528, Part QQ. | | |
| MAINE MUNICIPAL BOND BANK TOTAL | <u>\$50,000</u> | <u>\$50,000</u> |
| HUMAN SERVICES, DEPARTMENT OF | | |
| Bureau of Health | | |
| All Other | (\$50,000) | (\$50,000) |
| Provides for the transfer of funds originally provided in Public Law 1991, chapter 528 to the Maine Municipal Bond Bank for the Maine Rural Water Association. | | |
| DEPARTMENT OF HUMAN SERVICES TOTAL | <u>(\$50,000)</u> | <u>(\$50,000)</u> |
| TOTAL APPROPRIATIONS | <u>\$-0-</u> | <u>\$-0-</u> |

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

Effective July 30, 1991.

CHAPTER 68

H.P. 1321 - L.D. 1912

An Act to Promote Long-term Economic Development

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

Whereas, the basic elements of a sound economy are high-quality education and training, a high-quality environment and natural resource base, a sound infrastructure and a high level of investment in research, innovation and technology transfer; and

Whereas, substantial economic growth requires investment in innovation and emerging growth sectors; and

Whereas, improvements in the standard of living require investments in improving productivity; and

Whereas, this State has traditionally lagged behind other states in making such investments and was recently ranked 50th among the states in university research and development investment and 49th in science and engineering students per capita; and

Whereas, the research and development that has been done in this State has focused on the interests of the funding sources for those activities; and

Whereas, the Maine Science and Technology Commission was founded to provide a coherent Maine-based approach to investing in research and development; and

Whereas, the current recession and predictions for reviving this State's economy make it clear that the State needs to strengthen its commitment to improving the basic elements of economic growth prior to the expiration of the 90-day period; 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:

Report required. The Maine Science and Technology Commission is directed to evaluate mechanisms to fully integrate research and development, including federally funded experimental programs, to stimulate competitive research into the State's economic development strategy. The Maine Science and Technology Commission is directed to consider and report on the merits of a state research and development foundation as a mechanism designed to provide private sector financial support to the State's research complex. The Maine Science and Technology Commission is further directed to consider the use of bond support to develop key components of the State's research infrastructure so as to ensure Maine's ability to fully respond to the transition in the state economy. The evaluation may be wholly or partially accomplished by a task group to be appointed by the Maine Science and Technology Commission. The Maine Science and Technology Commission shall report its findings to the Governor and the Legislature no later than December 31, 1991.

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

Effective July 30, 1991.

CHAPTER 69

H.P. 1384 - L.D. 1973

An Act to Authorize a General Fund Bond Issue in the Amount of \$10,000,000 for the Purchase of Recycling Equipment and Facilities and for the Remediation and Closure of Solid Waste Landfills

Preamble. Two thirds of both Houses of the Legislature deeming it necessary in accordance with the Constitution of Maine, Article IX, Section 14, to authorize the issuance of bonds on behalf of the State of Maine to provide funds for the purchase of recycling equipment and facilities and for the remediation and closure of solid waste landfills.

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

PART A

Sec. A-1. Authorization of bonds to provide for purchase of recycling equipment and facilities and for the costs of remediation and closure of solid waste landfills. The Treasurer of State is authorized, under the direction of the Governor, to issue bonds in the name and behalf of the State in an amount not exceeding \$10,000,000 to raise funds for the purchase of recycling equipment, facilities and for the remediation and closure of solid waste landfills as authorized by section 6. The bonds are a pledge of the full

faith and credit of the State. The bonds may not run for a period longer than 10 years from the date of the original issue of the bonds. At the discretion of the Treasurer of State, with the approval of the Governor, any issuance of bonds may contain a call feature.

Sec. A-2. Records of bonds issued to be kept by the State Auditor and Treasurer of State. The State Auditor shall keep an account of the bonds, showing the number and amount of each, the date when payable and the date of delivery of the bonds to the Treasurer of State. The Treasurer of State shall keep an account of each bond showing the number of the bond, the name of the successful bidder to whom sold, the amount received for the bond, the date of sale and the date when payable.

Sec. A-3. Sale; how negotiated; proceeds appropriated. The Treasurer of State may negotiate the sale of the bonds by direction of the Governor, but no bond may be loaned, pledged or hypothecated on behalf of the State. The proceeds of the sale of the bonds, which must be held by the Treasurer of State and paid by the Treasurer of State upon warrants drawn by the State Controller, are appropriated solely for the purposes set forth in this Part. Any unencumbered balances remaining at the completion of the project in section 6 lapse to the debt service account established for the retirement of these bonds.

Sec. A-4. Interest and debt retirement. The Treasurer of State shall pay interest due or accruing on any bonds issued under this Part and all sums coming due for payment of bonds at maturity.

Sec. A-5. Disbursement of bond proceeds. The proceeds of the bonds must be expended as set out in section 6 under the direction and supervision of the Department of Environmental Protection and the Maine Waste Management Agency to purchase recycling equipment and facilities and for the remediation and closure of solid waste landfills.

Sec. A-6. Allocations from General Fund bond issue; purchase of recycling equipment and facilities and for the costs of remediation and closure of solid waste landfills. The proceeds of the sale of bonds must be expended as designated in the following schedule.

| | |
|--|--------------------|
| | 1991-92 |
| ENVIRONMENTAL PROTECTION, DEPARTMENT OF | |
| Site Evaluation and Planning Program | \$2,100,000 |
| Municipal Implementation Grants Program | 2,900,000 |