

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 FIFTEENTH LEGISLATURE

SECOND SPECIAL SESSION

December 12, 1991 to January 7, 1992

SECOND REGULAR SESSION

January 8, 1992 to March 31, 1992

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 1992

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
1992

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

SECOND REGULAR SESSION

of the

ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

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

Sec. 1. Liability for interest. Notwithstanding any other statutory provision, the Town of Ashland and the Town of Castle Hill are not liable for interest due the Unorganized Territory Education and Services Fund for taxes improperly collected prior to the effective date of this Act. The State Tax Assessor shall refund any interest paid by the Town of Castle Hill and shall abate all interest due from the Town of Ashland.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1992-93	
FINANCE, DEPARTMENT OF		
Bureau of Taxation		
Unorganized Territory Education and Services Fund - Finance		
All Other	\$1,038	
Provides funds to reimburse the Town of Castle Hill for certain interest expenses. The funds will be paid back to the General Fund from the Unorganized Territory Education and Services Fund.		
See title page for effective date.		

CHAPTER 91

H.P. 1713 - L.D. 2398

An Act to Establish Municipal Cost Components for Unorganized Territory Services to be Rendered in Fiscal Year 1992-93

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

Whereas, prompt determination and certification of the municipal cost components in the unorganized territory district is necessary to the establishment of a mill rate and the levy of the unorganized territory educational and services tax; 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. Municipal cost components for services rendered. In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 1992-93 is as follows:

	1992-93
Audit - Fiscal Administrator	\$110,097
Education - Operations	8,066,304
Forest Fire Protection	150,000
Human Services - General Assistance	190,000
Property Tax Assessment - Operations	431,000
Maine Land Use Regulation Commission - Operations	130,000
Total State Agencies	\$9,077,401
County reimbursements for services:	
Aroostook	\$443,935
Franklin	287,934
Oxford	183,058
Penobscot	395,237
Piscataquis	494,115
Somerset	448,161
Washington	329,086
Total County Services	\$2,581,526
TOTAL REQUIREMENTS	\$11,658,927

COMPUTATION OF ASSESSMENT

Requirements	\$11,658,927
Less deductions:	
General -	
State Revenue Sharing	\$150,000
Miscellaneous Revenues	450,000
TOTAL	\$600,000
Educational -	
Lands Reserve Trust	\$175,000
Tuition - Travel	115,000
Miscellaneous	20,000
Special - Retirement	100,000
TOTAL	\$410,000

TOTAL DEDUCTIONS	\$1,010,000
TAX ASSESSMENT	\$10,648,927

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

Effective March 26, 1992.

CHAPTER 92

H.P. 1514 - L.D. 2126

An Act to Amend the Subdivision Laws within the Jurisdiction of the Maine Land Use Regulation Commission

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

Sec. 1. Transitional clause for certain subdivisions. If a complete application is filed with the Maine Land Use Regulation Commission pursuant to chapter 16 of the rules of the commission by July 1, 1993, lots are deemed to meet the applicability provisions of section 4 of those rules when those lots:

1. Contain at least 40 acres but not more than 100 acres;
2. Are shown on a plan of lots filed with the applicable registry of deeds and the State Tax Assessor between April 20, 1988 and September 30, 1989; and
3. Are not located within 1320 feet of the normal high water line of any great pond or river or within 250 feet of the upland edge of a coastal or freshwater wetland as those terms are defined in the Maine Revised Statutes, Title 38, section 436-A.

Sale, lease or other conveyance of any lot that is shown on a plan that meets the requirements of subsection 2, but that does not meet the requirements of subsection 1 or 3, is subject to subdivision review and approval by the Maine Land Use Regulation Commission under chapter 10 of its rules.

See title page for effective date.

CHAPTER 93

H.P. 1619 - L.D. 2280

An Act to Authorize a Bond Issue of \$300,000 to Expand the Sagadahoc County Courthouse to Include Detention Facilities

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

Whereas, Sagadahoc County has no jail facility; and

Whereas, the need exists for a detention facility at the Sagadahoc County courthouse; and

Whereas, the county commissioners must begin the necessary preparation of the ballot to be presented to the voters of Sagadahoc County; 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. To raise money for construction of detention facility at the Sagadahoc County courthouse. The county commissioners of Sagadahoc County are authorized to raise and expend a sum not to exceed \$300,000 for construction of a detention facility located in Sagadahoc County.

Sec. 2. Aid from other sources. The county commissioners of Sagadahoc County are authorized to borrow any portion of the sums authorized by this Act from or through any agency or department of the State and the Federal Government. The county commissioners are authorized to receive grants of money and other assistance from or through any agency or department of the State and the Federal Government for any of the purposes authorized in this Act.

Sec. 3. Bonds. To provide funds for the county jail facility, the treasurer of Sagadahoc County, with the approval of the county commissioners, may borrow upon the full faith and credit of the county such sums as necessary, not exceeding in the aggregate \$300,000, and may issue bonds for those sums that must bear on their face the words "Sagadahoc County Capital Improvement Bonds Act of 1992." Each authorized issue is payable in such annual installments, beginning not more than 2 years from the date of authorization and not earlier than the year 1993, as will extinguish each loan in not more than 20 years from its date. The bonds must be signed by the treasurer of the county and countersigned by the majority of the county commissioners. The county may sell the securities at public or private sale upon such terms and conditions as the county commissioners may determine proper but at not less than par and accrued interest.

Sec. 4. Temporary notes. The county treasurer, with the approval of the county commissioners,