

# 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**

---

---

month of November following passage of this Act. The municipal officers of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a general election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$10,000,000 bond issue to fund loans and grants to municipalities and regional associations for purchasing recycling equipment and facilities and for the closure and remediation of municipal solid waste landfills?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots must be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if a majority of the legal votes are in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purpose of this referendum.

Effective pending referendum.

## CHAPTER 119

S.P. 873 - L.D. 2228

### An Act to Preserve East-west Railroads

**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 acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties.

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

**Sec. 1. Authorization of bonds to provide for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties.** 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 \$3,000,000 to raise funds for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and

Waldo counties 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 5 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. 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. 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 Act. 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. 4. Interest and debt retirement.** The Treasurer of State shall pay interest due or accruing on any bonds issued under this Act and all sums coming due for payment of bonds at maturity.

**Sec. 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 Commissioner of Transportation.

**Sec. 6. Allocations from General Fund bond issue; acquisition of certain rail lines.** The proceeds of the sale of bonds must be expended as designated in the following schedule.

#### DEPARTMENT OF TRANSPORTATION

\$3,000,000

Provides funds to purchase the entire line of the Belfast Moosehead Lake Railroad from Belfast to Burnham Junction and the abandoned railroad line owned by the Maine Central Railroad Company that runs from Newport to Dover-Foxcroft.

**Sec. 7. Contingent upon ratification of bond issue.** Sections 1 to 6 do not become effective unless the

people of the State have ratified the issuance of bonds as set forth in this Act.

**Sec. 8. Appropriation balances at year end.**

At the end of each fiscal year, all unencumbered appropriation balances representing state money carry forward. Bond proceeds that have not been expended within 10 years after the date of the sale of the bonds lapse to General Fund debt service.

**Sec. 9. Bonds authorized but not issued.**

Any bonds authorized but not issued, or for which bond anticipation notes are not issued within 5 years of ratification of this Act, are deauthorized and may not be issued; except that the Legislature may, within 2 years after the expiration of that 5-year period, extend the period for issuing any remaining unissued bonds or bond anticipation notes for an additional amount of time not to exceed 5 years.

**Sec. 10. Referendum for ratification; submission at general election; form of question; effective date.**

This Act must be submitted to the legal voters of the State of Maine at the next general election in the month of November following passage of this Act. The municipal officers of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a general election, to vote on the acceptance or rejection of this Act by voting on the following question:

“Do you favor a \$3,000,000 bond issue for the acquisition of certain rail lines to ensure the continuation of rail services in rural Piscataquis, Penobscot and Waldo counties?”

The legal voters of each city, town and plantation shall vote by ballot on this question and designate their choice by a cross or check mark placed within a corresponding square below the word “Yes” or “No.” The ballots must be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if a majority of the legal votes are cast in favor of the Act, the Governor shall proclaim the result without delay, and the Act becomes effective 30 days after the date of the proclamation.

The Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this Act necessary to carry out the purpose of this referendum.

Effective pending referendum.

## CHAPTER 120

### H.P. 620 - L.D. 890

**An Act to Enable the Department of Human Services to Have a Presence in Every County through Enhanced Administrative Flexibility**

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

**Sec. 1. Human services; Lincoln and Oxford counties.** In addition to other offices of the Department of Human Services providing intake services existing on the effective date of this Act, if office space is provided at no charge to the department, the department shall establish and maintain an office in Lincoln County and one in Oxford County for intake services. The departmental staff of these offices must include, but is not limited to, public health nurses, food stamp workers, other income maintenance program workers and vocational rehabilitation workers. The department shall provide the necessary equipment for the offices. The offices may be maintained on an itinerant basis but must provide services on at least a regular biweekly basis.

**Sec. 2. Report.** The Department of Human Services shall submit a report by November 1, 1993 to the joint standing committee of the Legislature having jurisdiction over human resources matters and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs. This report must include:

1. The number of Department of Human Services' physical sites in each county;
2. The number of staff hours and hours of operation at each site;
3. The number of people served at each site; and
4. The number of total income maintenance recipients and the total population of each county.

**Sec. 3. Transfer of funds in fiscal year 1991-92.**

Notwithstanding any other provision of law, the Department of Human Services may transfer unexpended appropriations up to \$100,000 in fiscal year 1991-92 from any of its General Fund programs to the Income Maintenance - Regional program to contract for outstationing of eligibility workers to comply with the federal Omnibus Budget and Reconciliation Act of 1990 regulations.

See title page for effective date.