

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

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

Whereas, completion of public safety improvements is of paramount importance; 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

Resolve 1989, chapter 9, amended. Resolved: That Resolve 1989, c. 9, the 2nd, 4th and 5th expenditures following the heading "Construction and Repair of Public Safety Facilities," are amended to read:

South Portland (Crosby Farms) - construction of garage, storage and car wash, fuel services

Capital Expenditures \$477,000 \$590,000

Orono - communication building repair

Capital Expenditures \$282,700 \$193,800

Thomaston or Warren - building repair or site acquisition, survey, new buildings construction or utilities construction

Capital Expenditures \$144,100 \$120,000

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

Effective June 30, 1991.

CHAPTER 41

H.P. 1285 - L.D. 1855

Resolve, to Authorize Oxford County to Issue Bonds for Improvements at the County Airport

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

Whereas, improvements need to be made to the Oxford County airport; and

Whereas, the improvements need to be made as soon as possible so that the airport will remain a viable center of commerce; 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. Bonds. Resolved: That to provide funds for certain improvements to the Oxford County airport, the treasurer of Oxford County, with the approval of the county commissioners, may borrow upon the full faith and credit of the county such sums, not exceeding in the aggregate \$200,000, as may be necessary and may issue bonds, which must bear on their face the words "Oxford County Capital Improvement Bonds." Each authorized issue is payable in such annual installments, beginning not more than 2 years from the date of issuance, 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 deem proper, but at not less than par and accrued interest; and be it further

Sec. 2. Temporary notes. Resolved: That the county treasurer, with the approval of the county commissioners, may issue temporary notes of the county, payable not more than one year from their dates, in anticipation of the issue of serial bonds under this resolve and may renew the same, but the time within which such serial bonds are due and payable may not, by reason of such temporary notes, be extended beyond the term fixed by this resolve. Any notes issued in anticipation of the serial bonds are paid from the proceeds of the bonds; and be it further

Sec. 3. No referendum required. Resolved: That, notwithstanding the Maine Revised Statutes, Title 30-A, sections 122 and 934, this resolve becomes valid upon enactment without being submitted to the voters of Oxford County; and be it further

Sec. 4. Limitations. Resolved: That bonds issued pursuant to this resolve may be used only to construct, equip or renovate facilities at the Oxford County Regional Airport for the purpose of providing facilities suitable for repairing, maintaining and painting aircraft. The treasurer may not issue bonds until the Oxford County Commissioners, after consultation with the Oxford County legislative delegation, unanimously certify in writing to each member of the Oxford County legislative delegation that:

A. The bonds will be leveraged with grants issued by an agency or department of the Federal Government or State Government; and

B. A private lease agreement for the facilities exists that guarantees repayment of the bond principal and interest by the lessee, including a guarantee of repayment in full by the lessee in the event of a breach of the lease by the lessee at any time during the term of bonds.

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

Effective June 30, 1991.

CHAPTER 42

S.P. 775 - L.D. 1969

Resolve, to Ensure Operation of the Veterans' Memorial Cemetery

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

Whereas, due to the closedown of Maine State Government, the cemetery superintendent of the Veterans' Memorial Cemetery has stopped accepting bodies for burial; and

Whereas, this situation places veterans and their families in an unconscionable position during periods of tremendous loss and grief; 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. Resolved: That the cemetery superintendent shall resume and continue operations of the Veterans' Memorial Cemetery immediately upon the effective date of this resolve; and be it further

Sec. 2. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1991-92

**DEFENSE AND VETERANS' SERVICES,
DEPARTMENT OF**

Positions - Legislative Count	(6.0)
Personal Services	\$45,603
All Other	7,150

Provides funds to continue operation at the Veterans' Memorial Cemetery through September 30, 1991.

**DEPARTMENT OF DEFENSE AND
VETERANS' SERVICES
TOTAL**

\$52,753

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

Effective July 3, 1991.

CHAPTER 43

H.P. 1105 - L.D. 1604

Resolve, to Create a Commission to Study the Need for a Technical College in York County

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 study must be initiated before the 90-day period expires in order that the study may be completed and a report issued in time for submission to the next legislative session; 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. Duties. Resolved: That the Board of Trustees of the Maine Technical College System shall study the need for a technical college in York County. In conducting the study the trustees shall:

1. Examine postsecondary vocational and technical education currently available in York County;
2. Assess the current and future demand of area citizens for postsecondary vocational and technical education in York County;
3. Assess the current and future work force needs of the State's employers;
4. Assess the needs of people who have been traditionally underserved by the Maine Technical College System, including women, minorities and persons with disabilities;
5. Make recommendations to provide postsecondary vocational and technical education in York County that adequately meets the needs of area citizens and the State's employers; and
6. Make recommendations, if appropriate, to establish a York County Technical College of the Maine Technical College System; and be it further

Sec. 2. Report. Resolved: That the Board of Trustees of the Maine Technical College System shall submit its report, together with any necessary implementing