

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

THIRD SPECIAL SESSION

October 1, 1992 to October 6, 1992

FOURTH SPECIAL SESSION

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 13, 1993

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
1993

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST REGULAR SESSION

of the

ONE HUNDRED AND SIXTEENTH LEGISLATURE

1993

health clinics in the State, with each representative nominated by the executive director of that representative's nonprofit agency and appointed by the Commissioner of Human Services;

5. One person representing people with low incomes, appointed by the Chair of the Medicaid Advisory Committee;

6. One dentist in private practice, nominated by the Executive Director of the Maine Dental Association and appointed by the Commissioner of Human Services; and

7. One person representing rural health centers, nominated by the Executive Director of the Maine Ambulatory Care Coalition and appointed by the Commissioner of Human Services.

Sec. 3. Chair. The committee shall select a chair by majority vote at the first meeting.

Sec. 4. Meetings. The committee shall meet at least a total of 4 times and may hold as many additional meetings as necessary. The member representing the Department of Human Services shall call the first meeting no later than October 15, 1993.

Sec. 5. Staff. Members shall provide staffing assistance from their respective agencies within existing resources.

Sec. 6. Funding. Members are not entitled to compensation or per diem. State agencies shall absorb the costs of their participation within existing resources. The Department of Human Services shall absorb the costs of producing the report within existing resources.

Sec. 7. Report. By February 1, 1994, the committee shall submit its findings, recommendations and any necessary implementing legislation to the Joint Standing Committee on Human Resources, the Joint Standing Committee on Appropriations and Financial Affairs and the Executive Director of the Legislative Council. Upon submission of the report, the committee is dissolved.

See title page for effective date.

CHAPTER 19

H.P. 634 - L.D. 865

An Act to Establish the Town Line between Vassalboro and China

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

Sec. 1. Boundary line between Town of Vassalboro and Town of China. The boundary line

between the Town of Vassalboro and the Town of China is as follows:

A line situated northerly of Three Mile Pond and southerly of China Lake, between the Town of Vassalboro and the Town of China, in the County of Kennebec and State of Maine, and being more particularly described as follows to wit:

Beginning at a granite monument found on the northerly shore of Three Mile Pond, said monument being marked "C/V" and dated 1888; Thence N 35° 15' E 860.3 feet to a concrete monument with identification cap set in the southerly Line of Route 3; Thence N 35° 15' E for 17505.2 feet to a concrete monument with identification cap set in the easterly line of Route 32; Thence N 35° 15' E for 2708.9 feet to a granite monument found on the southerly shore of China Lake, said monument being marked "C/V".

Boundaries described in this Act are the same as shown on a plan entitled "Description of the Town Line Between Vassalboro and China from Three Mile Pond to China Lake," dated December 17, 1992, prepared by Northeast Land Surveys, Inc. of Waterville.

See title page for effective date.

CHAPTER 20

S.P. 114 - L.D. 315

An Act to Protect the Future of the United States Naval Shipyard at Kittery

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

Whereas, the U.S. Naval Shipyard at Kittery is a major source of revenue for the State and employer of the State's citizens; and

Whereas, under the Base Closure Act of 1990 decisions on the closure of military facilities will be made during 1993 and 1995; and

Whereas, this potential closure of the U.S. Naval Shipyard at Kittery and the resulting loss of jobs will create a substantial loss of revenue to the State and hardship to many of the State's families; 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. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1992-93

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Office of Business Development

All Other \$50,000

Provides for the appropriation of funds for Maine's membership fees to the Seacoast Shipyard Association.

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

Effective May 24, 1993.

CHAPTER 21

H.P. 275 - L.D. 353

An Act to Amend the Charter of the North Berwick Water District

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

Whereas, water is essential to the health and well-being of the inhabitants of the Town of North Berwick; and

Whereas, changes in the debt limit of the North Berwick Water District are necessary in order to begin construction on a required secondary treatment plant; 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. P&SL 1981, c. 54, §9, 2nd sentence, as amended by P&SL 1983, c. 26, §3, is further amended to read:

The district, by vote of its board of trustees; and without district vote except as otherwise provided in this section, is also authorized to issue, from time to time, bonds, notes or other evidences of indebtedness of the district in ~~the an~~ amount or amounts; not exceeding the sum of ~~\$1,500,000~~ \$3,000,000 outstanding at any one time, except for indebtedness to fund projects specifically mandated by the State Government or Federal Government, bearing interest at such a rate or rates; and having such terms and provisions as the trustees shall determine; provided that, except for not in excess of. Except in the case of indebtedness not exceeding \$800,000 in principal amount of notes and bonds at any one time outstanding to be issued by vote of the trustees without district vote for the purpose purposes of acquiring properties of the North Berwick Water Company and, making certain improvements; and for the purpose of acquiring a new water supply and making further improvements, in the case of any other votes by the trustees to authorize bonds or notes to pay for the acquisition of property, for the cost of a water system or part thereof, for renewal or additions or for other improvements in the nature of capital costs, the estimated cost of which, singly or in the aggregate included in any one financing, is \$150,000 or more, or for renewing or refunding existing indebtedness, notice of the proposed debt and of the general purpose or purposes for which it was authorized shall must be given by the clerk by publication at least once in a newspaper having a general circulation in the Town of North Berwick.

Sec. 2. Emergency clause; referendum; effective date. In view of the emergency cited in the preamble, this Act takes effect when approved, except that the increase of the total indebtedness from \$1,500,000 to \$3,000,000 takes effect only for the purpose of permitting its submission to the legal voters of the North Berwick Water District, resident in the district, at the next regular town or at a special town meeting to be called and held for the purpose by December 31, 1993. The election must be called, advertised and conducted according to the law related to municipal elections; provided, however, that the municipal officers of the town are not required to prepare for posting, nor the town clerk to post, a new list of voters and, for the purpose of registration of voters, the board of voter registration must be in session on the secular day next preceding the special election. The town clerk of the town shall prepare the required ballots, on which the town clerk shall reduce the subject matter of this Act to the following question:

"Shall the charter that created the North Berwick Water District be amended to increase the total