

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE

SECOND REGULAR SESSION

January 5, 1994 to April 14, 1994

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 14, 1994

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

Management Agency from the Federal Emergency Management Agency; and

Whereas, the federal and state fiscal years are not coincident and the United States Congress may enable the Federal Emergency Management Agency to grant hazard mitigation program funds while the Legislature is not in 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 enacted by the People of the State of Maine as follows:

Sec. 1. Allocation. The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Act.

	1993-94	1994-95
DEFENSE AND VETERANS' SERVICES, DEPARTMENT OF		
Hazard Mitigation Program		
Positions	(14)	(14)
Personal Services	\$112,500	\$450,000
All Other	25,000	100,000
Capital Expenditures		75,000
Provides for the allocation of additional federal funds for the Hazard Mitigation Program within the Maine Emergency Management Agency. This allocation includes funds for a Dam Safety Engineer position, 2 Word Processor Operator positions, one Communications Technician position, one Hazardous Materials Emergency Planner position, one Accountant I position and 8 Hazard Mitigation Planner positions.		
DEPARTMENT OF DEFENSE AND VETERANS' SERVICES		
TOTAL	\$137,500	\$625,000

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

Effective March 30, 1994.

CHAPTER 75

S.P. 662 - L.D. 1830

An Act to Amend the Charter of the Canton Water District

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

Whereas, the existing water system of the Canton Water District requires modifications to comply with the federal Safe Drinking Water Act and applicable federal and state regulations; and

Whereas, the inadequacies of the current water system are injurious to the health, welfare and safety of the inhabitants of that district; and

Whereas, substantial penalties and fines may be imposed against the district for failing to comply with the federal Safe Drinking Water Act; and

Whereas, it is imperative that action be taken at the earliest possible moment to remedy these issues; and

Whereas, this legislation is immediately necessary to enable the inhabitants of the Canton Water District to take steps to comply with the federal Safe Drinking Water Act; 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 1957, c. 44, §10, as repealed and replaced by P&SL 1989, c. 52, §6, is amended to read:

Sec. 10. Authorized to borrow money; to issue bonds and notes. For accomplishing the purposes of this Act, the district, through its trustees, without district vote, is authorized to borrow money temporarily and to issue negotiable notes. For the purpose of renewing and refunding the indebtedness so created; paying any necessary expenses and liabili-

ties incurred under the provisions of this Act; acquiring properties; paying damages; laying pipes, mains, aqueducts and conduits; constructing, maintaining and operating a water plant or system; making renewals, additions, extensions and improvements to the same; and to cover interest payments during any period of construction, the district, through its trustees, without district vote, is also authorized to issue, from time to time, bonds, notes or other evidences of indebtedness of the district in one series, or in separate series, in such amount or amounts, bearing interest at such rate or rates, and having such terms and provisions as the trustees ~~shall~~ determine, provided that the total indebtedness of the district at any one time outstanding ~~shall~~ may not exceed the sum of ~~\$1,000,000~~ \$500,000. The bonds, notes and evidences of indebtedness may be issued to mature serially or made to run for such periods as the trustees may determine. Bonds, notes or evidences of indebtedness may be issued with or without provision for calling the same prior to maturity, and, if callable, may be made callable at par or at such premium as the trustees may determine. All bonds, notes or other evidences of indebtedness ~~shall~~ must have inscribed upon their face the words "Canton Water District," ~~shall~~ must be signed by the treasurer and countersigned by the chair of the board of trustees of the district, and, if coupon bonds are issued, the interest coupons attached ~~thereto shall~~ to the coupon bonds must bear the facsimile signature of the treasurer. All bonds, notes and evidences of indebtedness so issued by the district ~~shall be~~ are legal obligations of the district, which is declared to be a quasi-municipal corporation under state law. All bonds, notes and evidences of indebtedness issued by the district ~~shall be~~ are legal investments for savings banks in the State and ~~shall be~~ are tax exempt.

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

Effective March 30, 1994.

CHAPTER 76

H.P. 1398 - L.D. 1907

An Act to Authorize an Increase in the Holdings of the Farmington Home for Aged People

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

Whereas, there is an immediate need for an increase in the number of boarding home rooms for elderly residents in the Town of Farmington; and

Whereas, unless this legislation is enacted as an emergency measure, the Farmington Home for Aged People will be unable to meet those needs in a timely fashion; 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 1905, c. 135, §2 is amended to read:

Section 2. Powers and privileges. Under the above name, ~~said the~~ corporation may sue and be sued, take by purchase, gift, devise, bequest or otherwise, real and personal property, and hold the same for the purpose expressed in section one, to an amount not exceeding ~~one hundred thousand dollars~~ \$4,000,000; and may control, manage, sell and dispose of the same for the purpose of aforesaid; and ~~shall possess~~ has all the rights, privileges and immunities and be subject to all the duties and liabilities that pertain and belong to corporations created for charitable purposes under the laws of this ~~state~~ State.

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

Effective March 30, 1994.

CHAPTER 77

H.P. 1404 - L.D. 1913

An Act to Provide for the 1994 and 1995 Allocations of the State Ceiling on Private Activity Bonds

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

Whereas, the Maine Revised Statutes, Title 10, section 363 and Private and Special Laws 1993, chapter 25 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 1994, but leave a portion of the state ceiling unallocated and do not provide sufficient allocations for certain types of private activity bonds that may require an allocation prior to the effective date of this Act if this Act is not enacted on an emergency basis; and