

# 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.

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J.S. McCarthy Company  
Augusta, Maine  
1993

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**RESOLVES**  
**OF THE**  
**STATE OF MAINE**  
**AS PASSED AT THE**  
**FIRST REGULAR SESSION**  
  
**of the**  
  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**  
  
**1993**

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## CHAPTER 17

## S.P. 435 - L.D. 1367

**Resolve, to Grant an Easement from the Maine Technical College System to Darling's, Incorporated to Construct and Use an Access Road on the Campus of Eastern Maine Technical College**

**Sec. 1. Granting of easement authorized. Resolved:** That the Board of Trustees of the Maine Technical College System is authorized to convey to Darling's, Incorporated, a Maine corporation having a place of business in Bangor, Maine, its successors and assigns, an easement for the passage of vehicles and pedestrians over an access road to be constructed at Eastern Maine Technical College, which easement is described as follows:

Beginning at a point on the westerly line of Hogan Road, in said Bangor, which point is four and one tenth (4.1) feet northerly along said westerly line from an iron rod marking the northeasterly hundred forty-five and sixty-two hundredths (845.62) feet to a corner of land described as Parcel No. 1 in a deed to Darling's recorded in the Penobscot County Registry of Deeds in Volume 3933, Page 203; thence North 33° 49' 15" West, a distance of eight point of curve; thence by a curve to the left with a radius of one hundred ninety and zero hundredths (190.00) feet, an arc distance of one hundred fifty-five and eighty-six hundredths (155.86) feet to a point of compound curvature; thence by a curve to the left with a radius of three hundred twenty and zero hundredths (320.00) feet, an arc distance of one hundred ninety-five and forty-eight hundredths (195.48) feet; thence South 64° 10' 45" West, a distance of one hundred fifty and nine hundredths (150.09) feet to a point; thence North 28° 05' 30" West, a distance of one hundred thirty-nine and thirteen hundredths (139.13) feet to an iron rod marking an angle point in the southerly line of Parcel No. 2 described in the deed to Darling's recorded in the Penobscot County Registry of Deeds in Volume 3933, Page 203; thence North 78° 09' 40" East, by and along the southerly line of said Parcel No. 2, a distance of sixty-two and fifty hundredths (62.50) feet to a point; thence South 28° 05' 30" East, a distance of sixty-three and ninety-seven hundredths (63.97) feet to a point; thence North 64° 10' 45" East, a distance of ninety-two and forty-two hundredths (92.42) feet to a point of curve; thence by a curve to the right with a radius of three hundred eighty and zero hundredths (380.00) feet, an arc distance of two hundred thirty-two and thirteen hundredths (232.13) feet to a point of compound curvature; thence by a curve to the right with a radius of two hundred fifty and zero hundredths (250.00) feet, an arc distance of two hundred five and eight hundredths (205.08) feet to a point of tangency; thence South 33° 49' 15" East, a distance of seven hundred twenty and zero tenths (720.0) feet to the westerly line of Hogan Road; thence South 08° 17' 17" East, by and along the westerly line of Hogan Road, a distance of one hundred thirty-nine and

twenty-one hundredths (139.21) feet to the point of beginning enclosing 1.928 acres.

Bearings referenced herein are oriented to north as defined by plans for Interstate Highway 95, recorded in the Penobscot County Registry of Deeds in Plan Book 21, Page 64, established from granite monuments at station 318+00; 200 feet right and at station 325+68.36; 200 feet right, as determined by a survey by Plisga & Day, Land Surveyors.

For the grantor's source of title reference may be had to the deed from Louis Kirstein & Sons to the State of Maine, dated July 21, 1909, recorded in the Penobscot County Registry of Deeds in Volume 803, Page 109.

See title page for effective date.

## CHAPTER 18

## H.P. 1133 - L.D. 1534

**Resolve, for Laying of the County Taxes and Authorizing Expenditures of Piscataquis County for the Year 1993**

**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 and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** Piscataquis County has certain expenses and liabilities that must be met as they become due; and

**Whereas,** it is necessary that the taxes for the year 1993 mentioned be immediately assessed in order to provide the required revenue for the 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

**Sec. 1. Piscataquis County; taxes apportioned. Resolved:** That the following sum is granted as a tax on Piscataquis County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized in this

resolve, and for other purposes of law, for the calendar year 1993:

**1993 TAX**

\$1,360,127

; and be it further

**Sec. 2. General Fund expenditures authorized.**

**Resolved:** That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 1993, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for each account in the county budget:

APPROPRIATION ACCOUNT NUMBER	APPROPRIATIONS
1000 - District Court	
Personal Services	\$20,405
Contractual Services	1,500
1005 - Superior Court	
Personal Services	4,000
Contractual Services	6,000
1010 - Emergency Management Agency	
Personal Services	4,410
Contractual Services	3,975
Commodities	2,165
1015 - District Attorney	
Personal Services	41,234
Contractual Services	18,300
Commodities	2,700
Capital Expenditures	1,750
1020 - County Commissioners	
Personal Services	48,653
Contractual Services	17,660
Commodities	1,550
1025 - County Treasurer	
Personal Services	18,385
Contractual Services	1,300
Commodities	1,000
1030 - Labor Relations	
Contractual Services	10,000
1035 - Courthouse	
Personal Services	16,803
Contractual Services	16,200
Commodities	9,900
Capital Expenditures	5,000
1040 - Courthouse Annex	
Personal Services	11,898
Contractual Services	10,100
Commodities	6,500

1050 - Jail - Support of Prisoners	
Personal Services	333,246
Contractual Services	70,900
Commodities	61,500
Capital Expenditures	1,900
1065 - Register of Deeds	
Personal Services	49,657
Contractual Services	35,775
Commodities	1,600
Capital Expenditures	1,000
1070 - Register of Probate	
Personal Services	46,626
Contractual Services	13,975
Commodities	2,500
Capital Expenditures	1,000
1075 - Sheriff	
Personal Services	203,687
Contractual Services	63,400
Commodities	7,000
Capital Expenditures	13,752
1076 - Tri-County Task Force	
Personal Services	69,162
1080 - Advertising and Promotion	
Contractual Services	3,000
1090 - Auditing	
Contractual Services	5,000
1095 - Debt Service	
Contractual Services	251,926
2000 - Interest	
Contractual Services	5,500
2005 - Extension Service	
Personal Services	15,700
Contractual Services	4,400
Commodities	2,000
2025 - Employee Benefits	
Contractual Services:	
Social Security	67,800
Maine State Retirement System	29,150
Blue Cross - Blue Shield	214,163
Unemployment Compensation	7,300
Accrued Sick Leave	2,500
2045 - Program Grants	
Womancare	1,600
Charlotte White Center	800
Little Red Schoolhouse	800
Penquis Community Action Program	4,500
Eastern Maine Development Corporation	6,080
Soil and Water Conservation	400

2050 - Insurances	
Contractual Services	57,200
<b>TOTAL GENERAL FUND</b>	<b>\$1,937,887</b>

; and be it further

**Sec. 3. Summary. Resolved:** That the figures appearing in this resolve represent the total amount of taxes and the total specific expenditures authorized for the calendar year 1993. The following is a summary of revenues and appropriations:

Total Appropriations	\$1,937,887
Overlay	2,172

Available Credits:

Estimated Revenue	\$444,932
Community Corrections	25,000
Surplus Transfer	110,000

Total Available Credits	<u>579,932</u>
Amount to be Raised by Taxation	\$1,360,127

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

Effective June 2, 1993.

## CHAPTER 19

### H.P. 1132 - L.D. 1533

#### **Resolve, for Laying of the County Taxes and Authorizing Expenditures of Penobscot County for the Year 1993**

**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 and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** Penobscot County has certain expenses and liabilities that must be met as they become due; and

**Whereas,** it is necessary that the taxes for the year 1993 be immediately assessed in order to provide the required revenue for the 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

**Sec. 1. Penobscot County; taxes apportioned. Resolved:** That the following sum is granted as a tax on Penobscot County to be apportioned, assessed, collected and applied to the purposes of paying debts and necessary expenses of the county as authorized in this resolve, and for other purposes of law, for the calendar year 1993:

#### 1993 TAX

\$4,570,552

; and be it further

**Sec. 2. General Fund expenditures authorized. Resolved:** That the following sums, based on the county budget filed in the office of the Secretary of State, are authorized as General Fund expenditures by the county during the calendar year 1993, in the specific total amounts of expenditures for personal services, contractual services, commodities and capital expenditures for each account in the county budget:

APPROPRIATION ACCOUNT NUMBER	APPROPRIATIONS
1 - District Court	
Personal Services	\$36,820
Contractual Services	22,750
Commodities	2,800
2 - Superior Court	
Personal Services	60,433
Contractual Services	22,341
Commodities	1,550
Capital Expenditures	1,000
3 - Emergency Management Agency	
Personal Services	21,866
Contractual Services	14,459
Commodities	1,500
Capital Expenditures	5,400
4 - Telecommunications	
Personal Services	176,519
Contractual Services	51,934
Commodities	1,975
Capital Expenditures	23,250
5 - District Attorney	
Personal Services	139,166
Contractual Services	94,670
Commodities	6,450
Capital Expenditures	3,500
6 - County Commissioners	