

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST SPECIAL SESSION**  
**November 28, 1995 to December 1, 1995**

**SECOND REGULAR SESSION**  
**January 3, 1996 to April 4, 1996**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 4, 1996**

**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**  
**1995**

order of the Trustees, shall, when made in the corporate name, be considered in law as the deeds of the College; and that the College may sue and be sued in all actions, real, personal or mixed and may prosecute and defend the same to final judgment and execution; and that the College shall be capable of having, holding and taking, in fee simple or any less estate, by gift, grant, devise or otherwise any lands, tenements or other estate, real or personal.

**Sec. 5.** The College shall have full power and authority to determine at what times and places its meetings shall be held and on the manner of notifying the Trustees to convene at such meetings, and also, from time to time, to elect such Professors and other officers as it shall judge most for the interest thereof, and to determine the duties, salaries, emoluments and tenures of their several offices aforesaid; and also to purchase, or erect and keep in repair, such houses and other buildings as it shall judge necessary for the College; and also to make and ordain, as occasion may require, reasonable rules, orders and bylaws, not repugnant to the laws of this State, with reasonable penalties, for the good government of the College; and also to determine and prescribe the mode of ascertaining the qualifications of the students requisite to their admission; and also to confer such degrees as are usually conferred by universities established for such education; and a majority of the Trustees present at any legal meeting shall decide all questions that may properly come before them.

**Sec. 6.** The clear rents, issues and profits of all the estate, real and personal, of which the College shall be seized or possessed shall be appropriated to the endowment of the College in such manner as shall most effectually promote virtue and piety, and the knowledge of such of the languages, and of the useful and liberal arts and sciences.

**Sec. 7.** The Treasurer of the College shall give bond to the College, in such amount and with such sureties as the Trustees shall approve of, conditioned for the faithful discharge of the duties of the said office and for rendering a just and true account of the doings therein, when required, and that all the monies, securities and other property of the College, together with all the books in which the accounts and proceedings, as Treasurer, were entered and kept, that appertain to the office of Treasurer as aforesaid, shall, upon demand, be paid and delivered over to the successor in that office; and all monies to be recovered by virtue of any suits at law, upon such bond, shall be paid over to the College.

**Sec. 2. Effective date.** This Act takes effect when approved for the purpose of its submission to the General Court of Massachusetts for its concurrence. It takes effect for all purposes when a certificate is filed with the Secretary of State certifying

that the General Court of Massachusetts has granted its concurrence.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect in accordance with the section of this Act that specifies an effective date.

Effective April 1, 1996, unless otherwise indicated.

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**CHAPTER 68**

**S.P. 682 - L.D. 1747**

**An Act to Authorize the Maine Photographic Workshops to Grant Degrees**

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

**Sec. 1. Degree.** The Maine Photographic Workshops may confer the Associate of Arts degree or Master of Fine Arts degree on all students who successfully complete the course of study prescribed by the school.

See title page for effective date.

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**CHAPTER 69**

**H.P. 1333 - L.D. 1828**

**An Act to Transfer Land from the Town of Brownfield to the Town of Hiram**

**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.

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

**Sec. 1. Land transferred to the Town of Hiram from the Town of Brownfield.** That portion of the Town of Brownfield that lies south and east of the northerly boundary of the right-of-way of Notch Road, as it exists on the effective date of this Act, is transferred to the Town of Hiram.

**Sec. 2. Effective date.** This Act takes effect upon the approval by the voters of the Town of Brownfield of the transfer of the land described in section 1 of this Act to the Town of Hiram. Upon the approval of the voters, the clerk of the Town of Brownfield shall provide notice of the vote to the Secretary of State.

See title page for effective date, unless otherwise indicated.

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**CHAPTER 70**

**H.P. 1342 - L.D. 1837**

**An Act to Establish Municipal Cost Components for Unorganized Territory Services to Be Rendered in Fiscal Year 1996-97**

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

**Whereas,** prompt determination and certification of the municipal cost components in the unorganized territory district are necessary to the establishment of a mill rate and the levy of the unorganized territory educational and services tax; 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. Municipal cost components for services rendered.** In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 1996-97 is as follows:

Audit - Fiscal Administration	\$108,207
Education - Operations	9,712,903
Forest Fire Protection	200,000
Human Services - General Assistance	88,601
Property Tax Assessment - Operations	470,630
Maine Land Use Regulation Commission - Operations	158,170

TOTAL STATE AGENCIES	\$10,738,511
County reimbursements for services:	
Aroostook	\$570,516
Franklin	266,472
Hancock	14,815
Oxford	253,805
Penobscot	577,622
Piscataquis	352,145
Somerset	606,032
Washington	301,066
TOTAL COUNTY SERVICES	\$2,942,473
TOTAL REQUIREMENTS	\$13,680,984
COMPUTATION OF ASSESSMENT	
Requirements	\$13,680,984
Less Deductions:	
General -	
State Revenue Sharing	\$170,000
Miscellaneous	100,000
Transfer from undesignated fund balance	2,100,000
TOTAL	\$2,370,000
Educational -	
Lands Reserved Trust	\$100,000
Tuition/Travel	165,000
Miscellaneous	1,500
Special - Retirement	130,000
Brookton School Closure	130,000
TOTAL	\$526,500
TOTAL DEDUCTIONS	(\$2,896,500)
TAX ASSESSMENT	\$10,784,484

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

Effective April 2, 1996.

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