

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 1994 to June 30, 1995

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 29, 1995

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
1995

1. The plan for educating the children of the 3 towns must be approved by a majority of the voters in each town;

2. State funding for a school construction project to implement the plan is authorized upon approval of the plan by the 3 towns and the Legislature, provided that at least 2 of the 3 towns send all students in grades 7 to 12 to the new school;

3. The school construction project authorized is given priority status for State Board of Education approval and immediate approval for funding under chapter 61 of the State Board of Education's Rules for School Construction Projects;

4. Certain costs not currently covered by the State Board of Education's Rules for School Construction Projects may be included as an adjustment to the general purpose aid subsidies paid to the affected units in the first operational year. These costs relate to the purchase of library books at a rate of 15 volumes per student, basic reference and audio-visual materials and software, as well as textbooks, for those grades not previously educated in the towns of Mechanic Falls, Minot and Poland. The adjustment must be repaid through reductions in the state share foundation allocation for the 5 years following the first operational year;

5. Only one school construction project in the 3-town region may be granted priority status and immediate approval for State Board of Education funding; and

6. A plan providing for the tuitioning of students from one or 2 towns to the new school require establishment of a tuition rate sufficient to cover an appropriate percentage of construction costs. The contract of a town or towns tuitioning students to the school must extend over the life of any bonds sold to finance construction of the school; and be it further

Sec. 7. Report. Resolved: That the committee shall submit a report on the plan, together with any necessary implementing legislation, including provisions to hold a referendum in each of the 3 towns to the Joint Standing Committee on Education and Cultural Affairs no later than December 1, 1995.

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

Effective July 3, 1995.

CHAPTER 56

H.P. 1131 - L.D. 1576

Resolve, to Require the Brookton Elementary School to be Used as a Community Center for Northern Washington County

Sec. 1. Authority to transfer. Resolved: That the Commissioner of Education is authorized to transfer or lease the building known as the Brookton Elementary School to the Brookton-Forest City Community Center, Inc. to be used as a community center for the citizens of Northern Washington County. The transfer or lease may not take place until the Brookton-Forest City Community Center, Inc. obtains status as a nonprofit corporation under the United States Internal Revenue Code, Section 501(c)(3). Prior to the Brookton-Forest City Community Center, Inc. obtaining such status, the commissioner may permit the building to be used as a community center for the citizens of Northern Washington County.

See title page for effective date.

CHAPTER 57

H.P. 1137 - L.D. 1580

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1995

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, Kennebec 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 1995 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. Kennebec County; taxes apportioned. Resolved: That the following sum is granted as a tax on Kennebec 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 1995:

1995 TAX

\$4,625,860

; 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 1995, 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

| | |
|------------------------------------|----------|
| 1005 - Superior Court | |
| Contractual Services | \$16,200 |
| 1010 - Emergency Management Agency | |
| Personal Services | 20,744 |
| Contractual Services | 5,150 |
| Commodities | 2,350 |
| 1015 - District Attorney | |
| Personal Services | 175,201 |
| Contractual Services | 54,200 |
| Commodities | 10,700 |
| Capital Expenditures | 10,500 |
| 1020 - County Commissioners | |
| Personal Services | 49,828 |
| Contractual Services | 7,100 |
| Commodities | 1,450 |
| 1025 - County Treasurer | |
| Personal Services | 33,752 |
| Contractual Services | 4,500 |
| Commodities | 2,350 |
| Capital Expenditures | 200 |
| 1040 - County Court House | |

| | |
|-------------------------------|-----------|
| Personal Services | 62,240 |
| Contractual Services | 63,305 |
| Commodities | 20,800 |
| 1050 - Jail | |
| Personal Services | 1,559,139 |
| Contractual Services | 452,383 |
| Commodities | 221,600 |
| Capital Expenditures | 6,600 |
| 1065 - Register of Deeds | |
| Personal Services | 143,015 |
| Contractual Services | 199,650 |
| Commodities | 12,250 |
| 1070 - Register of Probate | |
| Personal Services | 124,745 |
| Contractual Services | 26,725 |
| Commodities | 11,900 |
| Capital Expenditures | 8,500 |
| 1075 - Sheriff | |
| Personal Services | 620,936 |
| Contractual Services | 129,348 |
| Commodities | 29,160 |
| Capital Expenditures | 65,805 |
| 1090 - Auditing | |
| Contractual Services | 4,000 |
| 1095 - Debt Service | |
| Contractual Services: | |
| Tax Anticipation Notes | 80,000 |
| Bond (Principal and Interest) | 946,338 |
| Legal Services | 5,500 |
| 2005 - Extension Services | |
| Contractual Services | 28,125 |
| 2025 - Employee Benefits | |
| Contractual Services: | |
| Health Insurance | 412,500 |
| Unemployment | 30,000 |
| Retirement | 60,150 |
| Social Security | 221,430 |
| Workers' Compensation | 170,000 |
| Deferred Compensation | 95,000 |
| 2040 - County Copier | |
| Contractual Services | 600 |
| 2045 - Program Grants | |
| Contractual Services: | |
| Soil and Water | 3,500 |
| 2050 - Insurance | |
| Contractual Services | 125,000 |
| 2075 - Property Improvement | |
| Capital Expenditures | 30,000 |
| 2090 - Miscellaneous | |

| | |
|-----------------------|--------|
| Contractual Services: | |
| Association Dues | 550 |
| Contingency | 40,000 |

TOTAL GENERAL FUND \$6,405,019

; 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 1995. The following is a summary of revenues and appropriations:

| | |
|----------------------|-------------|
| Total Appropriations | \$6,405,019 |
|----------------------|-------------|

Available Credits:

| | |
|-----------------------|-------------|
| Estimated Revenue | \$1,094,500 |
| Community Corrections | 324,659 |
| Surplus Transfer | 360,000 |

| | |
|-------------------------|-------------|
| Total Available Credits | \$1,779,159 |
|-------------------------|-------------|

| | |
|---------------------------------|--------------------|
| Amount to be Raised by Taxation | <u>\$4,625,860</u> |
|---------------------------------|--------------------|

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

Effective July 3, 1995.
