

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.

J.S. McCarthy Company
Augusta, Maine
1995

property first be offered to the Maine State Housing Authority or another state or local agency; and be it further

Sec. 6. Purchase price. Resolved: That the commissioner shall have the current market value of the state property determined by an independent appraiser. The commissioner may list the properties for sale or lease with private real estate brokers at their appraised value and negotiate sales or leases, solicit bids, sell directly to purchasers or enter directly into leases with tenants. The commissioner may reject any offers.

The commissioner shall establish the rent or purchase price and the terms of lease or sale.

If the commissioner elects to solicit bids, the commissioner shall publish notices of sale sufficient to advertise the properties. The commissioner may reject any bids; and be it further

Sec. 7. Carrying balance. Resolved: That the Bureau of General Services, Department of Administrative and Financial Services, is authorized to carry forward the net proceeds from the sale or lease of state property, not to exceed \$500,000, for the purpose of retaining necessary professional services and to pay other costs related to the preparation and sale of state property. The amount of proceeds in excess of \$500,000 but not more than \$1,000,000 must be deposited in the Reserve Fund for State House Preservation and Maintenance. Any amount of proceeds in excess of \$1,000,000 must be deposited in the General Fund as undedicated revenue. The funds must be deposited into the "Other Special Revenue Account - Public Improvements - Planning - Construction - Administration, Bureau of General Services." The unexpended balance must be carried forward and expended for the purpose for which it is intended; and be it further

Sec. 8. Allocation. Resolved: That the following funds are allocated from Other Special Revenue funds to carry out the purposes of this resolve.

1996-97

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Public Improvements - Planning - Construction - Administration, Bureau of General Services

All Other	\$10,000
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Allocates funds to provide spending authority for costs related to the preparation and sale of state property.

Sec. 9. Sunset provision. Resolved: That this resolve is repealed 3 years from its effective date.

See title page for effective date.

CHAPTER 81

S.P. 760 - L.D. 1872

Resolve, to Secure a Release of Property from the State

Sec. 1. Authority to convey land. Resolved: That the Director of the Bureau of Parks and Lands may convey and release the State's interest for an amount not to exceed \$12,240 in the following property subject to acceptance by Rosalia Arlt:

Certain parcels of land, situated in the Town of Richmond, County of Sagadahoc, State of Maine, and identified as Tax Map R-6, Lot 67 and Lot 68.

See title page for effective date.

CHAPTER 82

H.P. 1373 - L.D. 1881

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1996

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 1996 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 1996:

1996 TAX

\$4,826,398

; 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 1996, 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	\$14,100
1010 - Emergency Management Agency	
Personal Services	20,744
Contractual Services	5,150
Commodities	1,750
1015 - District Attorney	
Personal Services	176,172
Contractual Services	59,550
Commodities	12,700
Capital Expenditures	8,665
1020 - County Commissioners	
Personal Services	49,473
Contractual Services	6,620
Commodities	1,450
1025 - County Treasurer	
Personal Services	35,404
Contractual Services	4,625

Commodities	2,500
Capital Expenditures	130
1040 - Court House	
Personal Services	65,904
Contractual Services	67,628
Commodities	19,000
1050 - Jail	
Personal Services	1,620,783
Contractual Services	453,421
Commodities	250,800
Capital Expenditures	4,400
1065 - Register of Deeds	
Personal Services	145,414
Contractual Services	203,000
Commodities	12,750
1070 - Register of Probate	
Personal Services	133,345
Contractual Services	27,225
Commodities	11,900
Capital Expenditures	8,500
1075 - Sheriff	
Personal Services	653,381
Contractual Services	137,852
Commodities	31,590
Capital Expenditures	86,052
1090 - Auditing	
Contractual Services	4,000
1095 - Debt Service	
Contractual Services:	
Tax Anticipation Notes	105,000
Bond (Principal and Interest)	916,000
Legal Services	4,500
2005 - Extension Services	
Contractual Services	28,125
2025 - Employee Benefits	
Contractual Services:	
Health Insurance	452,375
Unemployment	20,000
Retirement	49,000
Deferred Compensation	142,000
Social Security	245,000
Workers' Compensation	120,000
2040 - County Copier	
Contractual Services	500
2045 - Program Grants	
Contractual Services:	
Soil and Water	3,500
2050 - Insurance	
Contractual Services	121,000

2075 - Property Improvement Capital Expenditures	30,000
2090 - Miscellaneous Contractual Services: Association Dues	550
Contingency	40,000
TOTAL GENERAL FUND	\$6,613,528

; 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 1996. The following is a summary of revenues and appropriations:

Total Appropriations	\$6,613,528
Available Credits:	
Estimated Revenue	\$1,257,130
Community Corrections	210,000
Surplus Transfer	320,000
Total Available Credits	\$1,787,130
Amount to be Raised by Taxation	\$4,826,398

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

Effective April 10, 1996.

CHAPTER 83

H.P. 1374 - L.D. 1883

**Resolve, for Laying of the County
Taxes and Authorizing Expenditures
of Androscoggin County for the Year
1996**

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, Androscoggin 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 1996 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. Androscoggin County; taxes apportioned. Resolved: That the following sum is granted as a tax on Androscoggin 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 1996:

1996 TAX

\$4,584,980

; 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 1996, 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	\$10,000
1010 - Emergency Management Agency Personal Services	92,723
Contractual Services	5,360
Commodities	1,350
1015 - District Attorney Personal Services	132,340
Contractual Services	18,475
Commodities	9,400
Capital Expenditures	1,300
1018 - District Attorney - Joint Budget Contractual Services	3,491
Commodities	250