

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

FIRST REGULAR SESSION
December 2, 1998 to June 19, 1999

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 18, 1999

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
1999

~~In the event that~~ If the rate, interest and costs shall be are paid within the period of redemption ~~herein~~ provided for in this section, the treasurer of the district shall discharge the mortgage in the same manner as is now provided for discharge of real estate mortgages.

See title page for effective date.

CHAPTER 15

H.P. 966 - L.D. 1364

An Act to Provide for the Collection of Storm Water in the City of Hallowell

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

Sec. 1. P&SL 1971, c. 83, §3 is amended to read:

Sec. 3. Authority to construct and maintain. The district is authorized to lay in, along, under and through the streets, roads, ways and highways and tidal waters, lakes; ponds, rivers and water courses in said area and across private lands therein, and to maintain, repair and replace all such pipes, lines, ~~drains,~~ conduits, interceptor lines, trunk sewers, outfalls, outlets, fixtures and appurtenances and to construct, operate, maintain and replace such collection, disposal, treatment and purification facilities and appurtenances, as may be necessary and convenient for the district in carrying out the foregoing powers. ~~The~~ Until a transfer of public drains is consummated pursuant to section 7-A, the division of responsibility between this district and the city as to maintenance of facilities in streets ~~shall be~~ is at the top of the manhole and catch basin covers, with the city to be responsible for the area above the same.

Sec. 2. P&SL 1971, c. 83, §7-A is enacted to read:

Sec. 7-A. Title to current public drains. Notwithstanding section 7, the district, with the agreement of the City of Hallowell, may transfer to the City of Hallowell without monetary consideration the title of all public drains that are not used for the collection of wastewater from the customers of the district. If the city accepts such title, the city assumes the responsibility for maintaining and operating the public storm-water drains.

See title page for effective date.

CHAPTER 16

H.P. 32 - L.D. 41

An Act to Establish the Administrative Operating Budget for the Maine State Retirement System for the Fiscal Year Ending June 30, 2000

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

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Maine State Retirement System will become due and payable before the 90-day period may terminate; 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 of funds. Administrative operating expenses of the Maine State Retirement System for the fiscal year ending June 30, 2000 must be paid from the retirement system's Expense Fund in accordance with the following schedule.

1999-00

MAINE STATE RETIREMENT SYSTEM

Personal Services	\$5,295,787
All Other	2,696,612

MAINE STATE RETIREMENT SYSTEM

TOTAL ALLOCATIONS	\$7,992,399
--------------------------	--------------------

Sec. 2. Attribution of costs. The expenses identified in section 1 are attributed as follows.

1999-00

MAINE STATE RETIREMENT SYSTEM

General Fund	\$4,855,383
Non-General Fund	1,770,316

Participating Local District and Other 1,366,700

**MAINE STATE
RETIREMENT SYSTEM
TOTAL ATTRIBUTIONS**

_____ \$7,992,399

Sec. 3. Transfers of allocations; year-end balances. Transfers of allocations and carry-forwards of unexpended balances must be carried out in accordance with the Maine Revised Statutes, Title 5, section 17103, subsection 13.

Sec. 4. Collective bargaining agreements approval. The allocations made in section 1 and the attributions made in section 2 include the amounts required to fund the collective bargaining agreements in fiscal year 1999-00 in accordance with Private and Special Law 1997, chapter 12.

Sec. 5. Authorization to expend retirement system reserve administrative operating funds. Of the amount authorized to be expended in section 1, \$380,000 for the administrative costs of the retirement system associated with the teachers' retirement program must be provided from the system's reserve administrative operating funds.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect July 1, 1999.

Effective July 1, 1999.

CHAPTER 17

H.P. 1110 - L.D. 1569

**An Act to Amend the Charter of the
Veazie Sewer District**

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

Sec. 1. P&SL 1951, c. 114, §7, 3rd ¶ is amended to read:

~~The trustees shall serve without compensation, except that the treasurer may receive for his services an amount to be fixed by the board of trustees not in excess of \$100 per year. Notwithstanding the Maine Revised Statutes, Title 38, section 1252, the trustees receive compensation as fixed by the board of trustees, except that the chair of the board of trustees may receive not more than \$500 per year and the other trustees may receive not more than \$400 per year. The treasurer shall give bond to the district in such sum and with such sureties as the trustees may determine, which bond shall remain remains in the custody of the chairman chair. The treasurer's salary,~~

bond premium and all expenses of the district shall ~~shall~~ must be paid from funds of the district.

Sec. 2. P&SL 1951, c. 114, §12, first ¶ is amended to read:

Sec. 12. Annual meeting; qualification of voters of district. The annual meeting of the district shall ~~shall~~ must be held in the district on the ~~day after the 3rd Monday of March in each year, date and~~ at such ~~the~~ hour and place as may be designated by resolution of the board of trustees, ~~as provided in the by laws.~~ Notice ~~thereof of the meeting,~~ signed by the ~~chairman chair~~ or clerk of the board, shall ~~shall~~ must be conspicuously posted in 2 public places within the district, not less than 7 days before the meeting. Special meetings may be called by the board in like manner at any time, and notice of special meetings shall ~~shall~~ must state the business to be transacted ~~thereat at the special meeting.~~ Eleven persons qualified to vote in ~~such these~~ meetings shall constitute a quorum. ~~If for any reason an annual meeting is not held on the above date, a meeting in lieu thereof may be called in like manner to be held within 3 months from said date.~~

See title page for effective date.

CHAPTER 18

S.P. 600 - L.D. 1723

**An Act to Amend the Charter of the
East Pittston Water District**

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

Sec. 1. P&SL 1987, c. 144, §9, first ¶ is amended to read:

Sec. 9. Trustees; how elected; first board; meeting; officers. All of the affairs of the district shall ~~be~~ are managed by a board of trustees composed of 3 members, all of whom shall ~~shall~~ must be residents of the district and reside in a household to which the district's service is provided, and elected as provided in the Maine Revised Statutes, Title 35-A, chapter 63 and this section.

Sec. 2. P&SL 1987, c. 144, §9, sub-§1, as amended by P&SL 1995, c. 57, §3, is further amended to read:

1. First board. Within 14 days after the acceptance of this Act, the municipal officers of the Town of Pittston, who are especially appointed for this purpose, shall appoint 3 trustees. After the selection of the first board, the only eligibility requirements for the office of trustee of the district are residence within the district, residence in a household to which the district's