

MAINE STATE LEGISLATURE

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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

Sec. 6. P&SL 1985, c. 107, Pt. B, §8 is amended to read:

Sec. 8. Voting rights. All persons who ~~are liable to be taxed by the district and~~ reside within the territorial limits of the district and who are otherwise qualified to vote in municipal elections in the State of Maine ~~shall be~~ are members of the district and entitled to vote at its meetings and ~~shall be~~ are eligible to hold office in the district.

Sec. 7. P&SL 1985, c. 107, Pt. B, §9 is repealed.

Sec. 8. P&SL 1985, c. 107, Pt. B, §12, sub-§1, 5th ¶ is amended to read:

All bonds, notes or other evidences of indebtedness of the district may be issued in one series or in separate series, in such amount or amounts, bearing interest at such rate or rates and having such terms and provisions as the board of trustees determines. Any such bonds, notes and evidences of indebtedness may be issued to mature serially or made to run for such periods as the board may determine. Bonds, notes or evidence of indebtedness may be issued with or without provision for calling the same prior to maturity and, if callable, may be made callable at par or at such premium as the board may determine. All bonds, notes or other evidences of indebtedness ~~shall~~ must be signed by the treasurer and countersigned by the ~~chairman~~ chair of the board of the district. All bonds, notes and evidences of indebtedness issued by the corporation ~~shall be~~ are legal obligations of the district, which is declared to be a quasi-municipal corporation within the meaning of the Maine Revised Statutes, Title ~~30~~ 30-A, section ~~5053~~ 5701. The provision that bonds, notes and evidences of indebtedness issued by the district ~~shall be~~ are legal obligations of the district ~~shall~~ may not be construed so as to prohibit the imposition by the district of fees and charges for the use of water and water service ~~or fees and charges for fire regulation, prevention or fire fighting~~. Subject to the provisions of this section and in addition to the purposes set forth in this section, the district may, from time to time, issue in one series or in separate series its bonds, notes and other evidences of indebtedness for the purpose of paying, redeeming or refunding outstanding bonds, notes or evidences of indebtedness and each authorized issue ~~shall constitute~~ constitutes a separate loan. All bonds, notes and evidences of indebtedness issued by the district ~~shall be~~ are legal investments for savings banks in the State and the interest ~~thereon~~ on bonds, notes and evidences of indebtedness and any ~~projects~~ profits from the sale ~~thereof shall be~~ of bonds, notes and evidences of indebtedness are tax exempt.

Sec. 9. Emergency clause; referendum; effective date. In view of the emergency cited in the

preamble, this Act takes effect when approved only for the purpose of permitting its submission to the legal voters within the Town of Dover-Foxcroft at an election called for that purpose and held by September 30, 1999. The election must be called, advertised and conducted according to the law relating to municipal elections, except that the registrar of voters is not required to prepare or the clerk to post a new list of voters. For the purpose of registration of voters, the registrar of voters must be in session the secular day preceding the election. The subject matter of this Act is reduced to the following question:

"Do you favor amending the charter of the Dover and Foxcroft Water District to authorize the transfer of the fire department to the Town of Dover-Foxcroft?"

The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

The results must be declared by the municipal officers of the Town of Dover-Foxcroft and due certificate of the results filed by the clerk with the Secretary of State.

This Act takes effect for all purposes immediately upon its approval by a majority of the legal voters voting at the election. Failure to achieve the necessary approval in any referendum does not prohibit subsequent referenda consistent with this section, provided the referenda are held prior to September 30, 2001.

Effective pending referendum.

CHAPTER 28

S.P. 768 - L.D. 2158

An Act to Authorize Matinicus Isle Plantation to Implement a Disposal Fee for Motorized Vehicles

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

Whereas, the abandonment of motor vehicles on Matinicus Island has a detrimental impact on the scenic beauty of the island and poses a continuing threat to groundwater and surface water of the island; and

Whereas, the removal of abandoned vehicles from the island is easier in warm weather and the availability of ferry transportation service to remove the vehicles increases in warm weather; and

Whereas, it is imperative for the immediate health, safety and well-being of the residents of Matinicus that these vehicles be removed as quickly as possible and that incentives be in place to encourage the removal of these vehicles; 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. Authorize assessment of solid waste disposal fee. Matinicus Isle Plantation is authorized to assess a solid waste disposal fee for motorized vehicles on the island. The disposal fee assessed pursuant to this Act must be established by the voters of Matinicus Isle Plantation and may not exceed \$500 per vehicle. For purposes of this section, "motorized vehicles" means motor vehicles, trailers and travel trailers.

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

Effective May 26, 1999.

CHAPTER 29

S.P. 832 - L.D. 2232

An Act to Allow the Cumberland County Domestic Violence Unit to Hire 2 New Assistant District Attorneys Immediately

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

Whereas, the 119th Legislature recently passed Private and Special Law 1999, chapter 10, An Act to Strengthen the Criminal Justice Response to Domestic Violence to allow the Cumberland County District Attorney to employ 2 assistant district attorneys in a federally funded domestic violence unit; and

Whereas, the federal grant becomes available June 1, 1999 but the Act does not take effect until 90 days after adjournment of the First Regular Session of the 119th Legislature; and

Whereas, domestic violence is a serious problem that needs to be addressed as quickly as possible; 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. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

	1999-00	2000-01
ATTORNEY GENERAL, DEPARTMENT OF THE District Attorney Salaries		
Positions - Legislative Count	(-2,000)	(-2,000)
Personal Services	(\$96,124)	(\$104,264)
All Other	(2,086)	(2,262)
Deallocates funds allocated in Private and Special Law 1999, chapter 10.		
DEPARTMENT OF THE ATTORNEY GENERAL		
TOTAL	(\$98,210)	(\$106,526)

Sec. 2. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

	1998-99	1999-00	2000-01
ATTORNEY GENERAL, DEPARTMENT OF THE District Attorney Salaries			
Positions - Legislative Count	(2,000)	(2,000)	(2,000)
Personal Services	\$9,508	\$98,890	104,264
All Other	206	2,145	2,262
Allocates funds for 2 Assistant District Attorney positions in Cumberland County as a result of a federal grant to establish a domestic violence unit in the Cumberland County District Attorney's office. These 2			