

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND NINETEENTH LEGISLATURE**  
**SECOND REGULAR SESSION**  
**January 5, 2000 to May 12, 2000**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**AUGUST 11, 2000**

**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**  
**2000**

regular town meeting or election held prior to February 1, 2001. 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 town clerk to post a new list of voters. The registrar of voters must be in session on the secular day next preceding the election. The town clerk shall prepare the required ballots, on which the town clerk shall reduce the subject matter of this Act to the following question:

"Do you favor increasing the debt limit of the Veazie Sewer District to \$2,000,000?"

The voters shall indicate by a cross or check mark placed against the word "Yes" or "No" their opinion on the question.

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

This Act takes effect immediately upon its acceptance by a majority of the legal voters voting at the election.

Effective pending referendum.

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## CHAPTER 72

H.P. 1902 - L.D. 2646

### **An Act to Fund the Collective Bargaining Agreements and Benefits of Employees Covered by Collective Bargaining and for Certain Employees Excluded from Collective Bargaining**

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

**Whereas**, certain obligations and expenses incident to the operation of state collective bargaining agreements will become due and payable immediately; and

**Whereas**, it is the responsibility of the Legislature to act upon those portions of collective bargaining agreements negotiated by the executive branch that require legislative action; and

**Whereas**, the Governor and the Legislature share a desire to address in a timely manner the needs of certain state employees excluded from collective bargaining units; 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:**

## PART A

**Sec. A-1. Costs to General Fund.** Costs to the General Fund must be provided in the Salary Plan program referred to in Part B, section 1 of this Act, in the amount of \$208,750 for the fiscal year ending June 30, 2000, and in the amount of \$669,929 for the fiscal year ending June 30, 2001, to implement the economic terms of the collective bargaining agreement made by the State and the Maine State Troopers Association for the Maine State Police bargaining unit.

**Sec. A-2. Costs to Highway Fund.** Costs to the Highway Fund must be provided in the Salary Plan program referred to in Part B, section 1 of this Act, in the amounts of \$313,125 for the fiscal year ending June 30, 2000, and in the amount of \$1,004,893 for the fiscal year ending June 30, 2001, to implement the economic terms of the collective bargaining agreement made by the State and the Maine State Troopers Association for the Maine State Police bargaining unit.

**Sec. A-3. Lump sum payment.** Effective within 30 days after the effective date of the collective bargaining agreement made by the State and the Maine State Troopers Association for the Maine State Troopers bargaining unit, each member of the Maine State Police bargaining unit employed by the State on the effective date of the collective bargaining agreement must receive a lump sum payment equal to 3% of the gross wages received from July 1, 1999 to March 31, 2000.

**Sec. A-4. Adjustment of salary schedules for fiscal year 1999-00.** Effective at the beginning of the pay week commencing closest to April 1, 2000, the salary schedules for employees in the Maine State Police bargaining unit must be adjusted by 3%, consistent with the terms of the collective bargaining agreement.

**Sec. A-5. Adjustment of salary schedules for fiscal year 2000-01.** Effective at the beginning of the pay week commencing closest to July 1, 2000, the salary schedules for employees in the Maine State Police bargaining unit must be adjusted by 2%, consistent with the terms of the collective bargaining agreement.

**Sec. A-6. Addition of new salary step for fiscal year 2000-01.** Effective at the beginning of

the pay week closest to January 1, 2001, the salary schedules for employees in the Maine State Police bargaining unit must be adjusted by adding a new pay step 4% greater than the current highest step and eliminating the first step, consistent with the terms of the collective bargaining agreement.

**Sec. A-7. New employees; similar and equitable treatment.** Employees in classifications included in the Maine State Police bargaining unit but who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 979-A, subsection 6, paragraphs E and F must be given equitable treatment on a pro rata basis similar to that treatment given employees covered by the collective bargaining agreement.

## PART B

**Sec. B-1. Transfer from Salary Plan program and special account funding.** The Salary Plan program in the Department of Administrative and Financial Services may be made available as needed through allotment by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used for the implementation of collective bargaining agreements for state employees and for other economic items contained in this Act in fiscal years 1999-00 and 2000-01. Positions supported from sources of funding other than the General Fund and the Highway Fund must be funded whenever possible from those other sources.

**Sec. B-2. Authorization for reimbursement of costs associated with contract resolution.** The Department of Administrative and Financial Services may be reimbursed from the Salary Plan program for the costs of contract resolution, administration, implementation and other costs required by the process of collective bargaining and negotiation procedures.

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

Effective March 31, 2000.

## CHAPTER 73

H.P. 1830 - L.D. 2566

### An Act to Repeal the Fort Kent Utility District

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

**Sec. 1. P&SL 1991, c. 103**, as corrected by RR 1991, c. 2, §§181 and 182, is repealed.

See title page for effective date.

## CHAPTER 74

H.P. 1856 - L.D. 2592

### An Act to Amend the Charter of the Kennebunk Sewer District

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

Whereas, this legislation requires referendum approval before it can take effect; and

Whereas, this referendum is connected with the Town of Kennebunk town meeting to be held on June 13, 2000; and

Whereas, unless this legislation is enacted before that date, the referendum will require a special election, which would be a considerable financial burden to the Town of Kennebunk; 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. P&SL 1955, c. 69, §1**, as amended by P&SL 1999, c. 11, §1 and affected by §2, is further amended by inserting after the first paragraph a new paragraph to read:

The district is authorized to provide service outside the territory of the district to school buildings and facilities owned by Maine School Administrative District No. 71 and to municipal buildings and facilities owned by the Town of Kennebunk and may own such easements, rights-of-way, sewer lines and other facilities as are necessary or convenient to provide that service as long as the costs of locating and constructing sewer facilities located outside the boundaries of the district for that purpose are borne entirely by Maine School Administrative District No. 71 or the Town of Kennebunk and that any sewer facilities located outside the boundaries of the district for that purpose are used only by Maine School