

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTIETH LEGISLATURE
FIRST REGULAR SESSION
December 6, 2000 to June 22, 2001

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 21, 2001

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
2001

and reside in a household to which the district's service is provided. Trustees are elected to 3-year terms in accordance with the Maine Revised Statutes, Title 35-A, section 6410, subsection 1.

Sec. 4. P&SL 1977, c. 99, §8, 5th ¶ is repealed and the following enacted in its place:

Notwithstanding the Maine Revised Statutes, Title 35-A, section 6410, subsection 7, the compensation of the trustees and the treasurer of the board of trustees is determined by the board of trustees.

Sec. 5. P&SL 1977, c. 99, §12, as amended by P&SL 1997, c. 42, §§1 and 2 and affected by §3, is repealed and the following enacted in its place:

Sec. 12. Debt limit. For accomplishing the purposes of this Act, and for any other expenses that may be necessary for the carrying out of those purposes, the district, through its trustees, is authorized to borrow money temporarily and to issue for the money its negotiable notes; and for the purpose of renewing and refunding the indebtedness created, of paying any necessary expenses and liabilities incurred under the provisions of this Act, including organizational and other necessary expenses and liabilities, whether incurred by the district or the municipality, the district being authorized to reimburse the municipality for any such expenses incurred by it, and in acquiring properties, paying damages, laying pipes, mains, aqueducts and conduits, constructing, maintaining and operating a water plant or system and making renewals, additions, extensions and improvements to the same, and to cover interest payments during the period of construction, the district, through its trustees, is also authorized to issue, from time to time, bonds, notes or other evidences of indebtedness of the district in one series or in separate series and to make subsequent renewals of the bonds, notes or other evidences of indebtedness, the amount or amounts, not exceeding the sum of \$1,500,000 outstanding at any one time, bearing interest at such rate or rates, and having such terms and provisions as the trustees determine; except that, in the case of a vote by the trustees to authorize bonds or notes to pay for the acquisition of property, for the cost of a water system or part of a water system, for renewal or additions or for other improvements in the nature of capital costs, the estimated cost of which, singly or in the aggregate included in any one financing is \$30,000 or more, or for renewing or refunding existing indebtedness, notice of the proposed debt and of the general purpose or purposes for which it was authorized must be given by the clerk by publication at least once in a newspaper having a general circulation in the Town of Vinalhaven.

Notwithstanding any other provision of this section, the district, through its trustees, may issue bonds,

notes or other evidences of indebtedness in amounts exceeding \$1,500,000 at any one time if a greater debt limit is established by referendum in accordance with the Maine Revised Statutes, Title 35-A, section 6413. The district may not have outstanding at any one time bonds, notes or other evidences of indebtedness in amounts exceeding any debt limit established by referendum in accordance with Title 35-A, section 6413.

Sec. 6. Transition; trustees in office. Trustees of the Vinalhaven Water District in office on the effective date of this Act may continue in office for the remainder of their terms. When the term of office of a trustee expires, that trustee's successor is elected in accordance with Private and Special Law 1977, chapter 99, section 7.

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

Effective May 16, 2001.

CHAPTER 22

H.P. 501 - L.D. 641

**An Act to Implement
Recommendations of the Joint
Advisory Committee on Select
Services for Older Persons**

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

Sec. 1. Improving delivery of services. The Department of Mental Health, Mental Retardation and Substance Abuse Services and the Department of Human Services shall review their rules regarding the delivery of mental health, mental retardation and substance abuse services to older persons, identify barriers to the delivery of those services and revise rules as necessary to improve the delivery of those services. The departments shall include in the process central and regional office personnel and representatives of provider agencies and advocacy groups. In particular, the departments shall consider the use of a single form for the release of information, uniform service definitions and reimbursement codes and standard contract protocols for interagency referrals. By February 1, 2002, the departments shall report to the Joint Standing Committee on Health and Human Services on their actions to improve the delivery of services. Rules adopted pursuant to this section are routine technical rules as defined by the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.

Sec. 2. Access to services. The Department of Mental Health, Mental Retardation and Substance

Abuse Services and the Department of Human Services shall review their rules regarding access to services for older persons with coexisting dementia, mental illness, mental retardation or substance abuse, identify barriers to access to those services and revise rules as necessary to improve access to those services. The departments shall include in the process central and regional office personnel and representatives of provider agencies and advocacy groups. By February 1, 2002, the departments shall report to the Joint Standing Committee on Health and Human Services on their actions to improve access to services. Rules adopted pursuant to this section are routine technical rules as defined by the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.

Sec. 3. Semiannual reports. Beginning February 1, 2003 and semiannually thereafter, the Department of Mental Health, Mental Retardation and Substance Abuse Services and the Department of Human Services shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters regarding access to and the delivery of services for older persons with mental illness, mental retardation, dementia, aging or substance abuse problems.

See title page for effective date.

CHAPTER 23

S.P. 434 - L.D. 1414

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2002 and June 30, 2003

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 state departments and institutions will become due and payable immediately; 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 preserva-

tion 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. Allocations. In order to provide for necessary expenditures of State Government and other purposes for the fiscal years ending June 30, 2002 and June 30, 2003, the following Highway Fund allocations and Highway Garage Fund allocations as designated in the following tabulations are allocated. Other funds are presented for informational purposes only.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF 18

Department Summary - All Funds		
	2001-02	2002-03
Positions - Legislative Count	(446,000)	(446,000)
Positions - FTE Count	(2,365)	(2,365)
Personal Services	\$20,566,339	\$21,433,866
All Other	36,683,313	37,235,681
Capital Expenditures	390,000	390,000
Total	57,639,652	59,059,547

Department Summary - General Fund		
	2001-02	2002-03
Positions - Legislative Count	(421,000)	(421,000)
Positions - FTE Count	(2,365)	(2,365)
Personal Services	19,632,439	20,458,500
All Other	15,557,980	15,615,005
Capital Expenditures	390,000	390,000
Total	35,580,419	36,463,505

Department Summary - Highway Fund		
	2001-02	2002-03
Positions - Legislative Count	(23,000)	(23,000)
Personal Services	845,293	882,006
All Other	991,588	1,005,692
Total	1,836,881	1,887,698

Department Summary - Federal Expenditures Fund		
	2001-02	2002-03
All Other	5,000	5,000
Total	5,000	5,000

Department Summary - Other Special Revenue Funds		
	2001-02	2002-03
All Other	3,218,589	3,278,781
Total	3,218,589	3,278,781

Department Summary - Real Property Lease Internal Service Fund		
	2001-02	2002-03
Positions - Legislative Count	(2,000)	(2,000)
Personal Services	88,607	93,360
All Other	16,910,156	17,331,203