

# 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.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**2001**

B. All employees of the district become employees of the transferee corporation and may not be terminated solely by virtue of the transfer.

4. In order to ensure the ability of the transferee corporation to issue tax exempt bonds to refinance or defease outstanding bonds of the district, a majority of the directors of the transferee corporation must be persons who were not directors of the district.

5. Immediately on the effective date of the transfer, the transferee corporation shall confirm that it continues to recognize the union that represents the district's employees immediately prior to the transfer. After the transfer is effected, the union and the transferee corporation shall negotiate to replace or modify the existing contract as they may mutually agree to reflect the status of the transferee corporation as a private nonprofit entity.

6. Immediately following the transfer of assets and assumption, payment or defeasance of liabilities of the district as authorized by this section, the district is liquidated and dissolved without further action by the directors of the district or vote of the district, of any town that is a member of the district or of the inhabitants of either. The board of directors of the district shall file a certificate of dissolution with the Secretary of State upon completion of the process set forth in this section.

**Emergency clause; effective date.** In view of the emergency cited in the preamble, this Act takes effect when approved, except that that section of this Act that repeals Private and Special Law 1967, chapter 58 takes effect on the date on which the Board of Directors of Hospital Administrative District No. 1 files the certificate of dissolution with the Secretary of State pursuant to section 2 of this Act.

Effective June 6, 2001, unless otherwise indicated.

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**CHAPTER 32**

**H.P. 1372 - L.D. 1828**

**An Act to Clarify the Laws  
Regarding the Extension of Water  
and Wastewater Service to the Town  
of Raymond**

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

**Whereas,** the Town of Raymond recently joined the Portland Water District through legislation that became effective May 25, 2001; and

**Whereas,** the new legislation requires the Town of Raymond to participate in the election of a water district trustee scheduled to take place on June 11, 2001, which is insufficient time for the town to provide proper public notice under the State's election laws; and

**Whereas,** there is a risk that the Town of Raymond will be in violation of the terms of the water district's charter if legislation does not become effective prior to the June 11, 2001 election date; 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. Town of Raymond not required to hold special election.** Notwithstanding Private and Special Law 2001, chapter 25, section 6, the Town of Raymond is not required to hold a special town meeting in June of 2001 to participate in the election of a trustee to the board of the Portland Water District representing the Town of Falmouth, the Town of Cumberland, the Town of Windham and the Town of Raymond. This section applies retroactively to June 11, 2001.

**Sec. 2. Authorized to provide water service.** Notwithstanding the Maine Revised Statutes, Title 22, section 2653, the Portland Water District is authorized to provide water service, as provided in its charter, to the Town of Raymond without the need for either the water district or the town to conduct a vote under Title 22, section 2653.

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

Effective June 14, 2001.

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