

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 TWENTIETH LEGISLATURE

SECOND REGULAR SESSION
January 2, 2002 to April 25, 2002

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 25, 2002

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
2002

**MAINE STATE
RETIREMENT SYSTEM**

General Fund	\$6,079,519
Non-General Fund	1,545,800
Participating Local District and Other	1,800,292

**MAINE STATE
RETIREMENT
SYSTEM**

TOTAL ATTRIBUTIONS	<u>\$9,425,611</u>
---------------------------	--------------------

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 approved in Private and Special Law 1999, chapter 69.

Sec. 5. Authorization to expend retirement system reserve administrative operating funds. Of the amount authorized to be expended in section 1 for the administrative costs of the retirement system, \$400,000 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, 2002.

Effective July 1, 2002.

CHAPTER 61

H.P. 1639 - L.D. 2142

An Act to Change the Governing Board of the George Stevens Academy in Blue Hill

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

Whereas, this Act is necessary to allow the George Stevens Academy in the Town of Blue Hill to make changes to the composition of its board of trustees; 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:

Sec. 1. P&SL 1891, c. 134, §6, as enacted by P&SL 1953, c. 9, §2, is amended to read:

Sec. 6. Board of trustees. Full control and management of the affairs and business of the corporation ~~shall~~ **must** be vested in and exercised by a board of not less than 9 nor more than ~~20~~ **21** trustees; ~~the majority of the board of trustees to be legal residents of the town of Blue Hill, Maine.~~

Sec. 2. P&SL 1963, c. 159, as repealed and replaced by P&SL 1977, c. 85, is repealed.

Sec. 3. Filing with Secretary of State. The Board of Trustees of the George Stevens Academy shall amend its Articles of Incorporation on file with the Secretary of State within 30 days of the effective date of this Act as necessary to reflect the changes included in this Act.

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

Effective April 1, 2002.

CHAPTER 62

S.P. 499 - L.D. 1586

An Act to Separate Territory from the Town of Falmouth and Annex it to the City of Portland

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

Whereas, the City of Portland and the Town of Falmouth have jointly agreed to the annexation of the Falmouth property by the City of Portland; and

Whereas, a purchase agreement for a parcel of land along the Presumpscot River that is linked to the transfer of the Falmouth land to Portland requires that the purchase be finalized by March 23, 2002; 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. Separation and incorporation. The territory described in section 2, now within the Town of Falmouth, Cumberland County, being uninhabited, is separated and set off from the Town of Falmouth and incorporated into the City of Portland, Cumberland County.

Sec. 2. Territory. The territory affected by this Act, referred to in this Act as the "territory," is as follows:

A certain lot or parcel of land situated in the Town of Falmouth, County of Cumberland, and State of Maine bounded and described as follows:

Beginning at a granite monument on the southerly bank of the Presumpscot River which monument marks the Falmouth-Portland Town line;

Thence south 31 degrees, 28 feet, 15 inches west along said Falmouth-Portland Town line, 1,409.32 feet to a granite monument;

Thence north 58 degrees, 27 feet, 10 inches west along said Falmouth-Portland Town line, 1,047.77 feet to a granite monument;

Thence north 30 degrees, 42 feet, 40 inches east along said Falmouth-Portland Town line, 290.49 feet to a granite monument;

Thence north 59 degrees, 9 feet, 11 inches west along said Falmouth-Portland Town line, 482.24 feet to a granite monument and the Maine Turnpike spur;

Thence north 64 degrees, 31 feet, 49 inches east along said Turnpike Spur, 1,690.60 feet to the Presumpscot River;

Thence southeasterly along said Presumpscot River 700 feet more or less to the point of beginning.

The territory described above includes all of the land, buildings, intertidal land, submerged land, freshwater or saltwater ponds and river beds, generally referred to as the Adams/Wolfe property, containing 37.73 acres, more or less.

Sec. 3. Property taxes; municipal services. The territory remains a part of the Town of Falmouth for all purposes, including liabilities, obligations and the collection and disbursement of property taxes, up to the effective date of separation, and the Town of Falmouth shall maintain its customary level of municipal services to the territory until

that date. After the effective date of separation, the City of Portland shall assess and collect property taxes and provide municipal services to the territory.

Sec. 4. Effective date of separation. The effective date of separation and annexation of the territory is the effective date of this Act.

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

Effective April 2, 2002.

CHAPTER 63

H.P. 1429 - L.D. 1926

An Act to Amend the Boundaries Between Ripley and St. Albans

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

Sec. 1. P&SL 1862, c. 181 is repealed.

Sec. 2. Boundary line between the Town of St. Albans and the Town of Ripley. The boundary line between the Town of St. Albans and the Town of Ripley is restored as it existed prior to 1862 and as evidenced, current as of the effective date of this Act, by maps issued by the United States Government.

See title page for effective date.

CHAPTER 64

H.P. 1613 - L.D. 2110

An Act to Establish Municipal Cost Components for Unorganized Territory Services to be Rendered in Fiscal Year 2002-2003

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

Whereas, prompt determination and certification of the municipal cost components in the Unorganized Territory Tax District are necessary to the establishment of a mill rate and the levy of the Unorganized Territory Educational and Services Tax; 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