

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

FIRST SPECIAL SESSION
November 13, 2002 to November 14, 2002

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 4, 2002 to June 14, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
FEBRUARY 13, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 13, 2003

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2003

Initiative: Provides for a one-time appropriation of funds to be transferred to the Maine Milk Pool.

General Fund	2002-03	2003-04
All Other	\$225,000	\$0
General Fund Total	<u>\$225,000</u>	<u>\$0</u>

Initiative: Provides for the allocation of funds to carry out the provisions of this Act. The funds must be distributed no later than April 2003 equally to all Maine dairy farmers in accordance with their production.

Other Special Revenue Funds		
All Other	\$725,000	\$0
Other Special Revenue Funds Total	<u>\$725,000</u>	<u>\$0</u>

AGRICULTURE, FOOD AND RURAL RESOURCES DEPARTMENT OF DEPARTMENT TOTALS	2002-03	2003-04
GENERAL FUND	\$225,000	\$0
OTHER SPECIAL REVENUE FUNDS	725,000	\$0
DEPARTMENT TOTAL - ALL FUNDS	<u>\$950,000</u>	<u>\$0</u>

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

Effective March 20, 2003.

CHAPTER 3

S.P. 62 - L.D. 139

An Act to Authorize the Town of Medway to Sell Certain Land

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

Sec. 1. P&SL 1875, c. 57, §4, as enacted by P&SL 1991, c. 101, §1 and repealed by §3, is reenacted to read:

Sec. 4. The Town of Medway is authorized to sell or lease, with the approval of a majority of the voters, any real estate that the town owns. Any funds received from the sale of ministerial lands designated for a particular use must be used for the purposes originally designated.

Sec. 2. Repeal. This Act is repealed on January 1, 2013.

See title page for effective date.

CHAPTER 4

H.P. 95 - L.D. 86

An Act To Amend the Charter of the Eastport Port Authority

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

Sec. 1. P&SL 1977, c. 14, §1, 3rd and 4th ¶¶, as amended by P&SL 1993, c. 82, §1, are further amended to read:

The city manager of Eastport, the president of the Eastport city council and a representative appointed by the Department of Transportation shall be directors as long as they hold their respective offices, and their successors shall be directors while they hold the respective offices. The other 4 directors must be residents of Eastport, as defined by the registrar of voters for voting purposes, and must be elected by a majority of the legal voters voting at an election, for a term of 4 years, in the same manner and at the same time as Eastport city councilors, except that at the first election under this section, one director is elected for one year, one for 2 years, one for 3 years and one for 4 years. Directors begin their terms of office January 1st and serve until their successors are duly elected and qualified.

Vacancies of elected directors that may occur by death, resignation or otherwise are filled by appointment of the city council, until a successor is elected at the next election of directors in the same manner and at the same time as Eastport city councilors to fulfill the remainder of the term.

See title page for effective date.

CHAPTER 5

S.P. 272 - L.D. 793

An Act To Revise the Boundary between the Town of Harrison and the Town of Bridgton

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 Harrison needs a boundary change to take place as soon as possible so that it may adopt a mooring ordinance in time for summer boating activities; 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. Boundary line between the Town of Bridgton and the Town of Harrison along Long Lake. The boundary line between the Town of Bridgton and the Town of Harrison along Long Lake is reestablished along the center of the lake.

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

Effective April 17, 2003.

CHAPTER 6

H.P. 18 - L.D. 11

An Act to Establish the Administrative Operating Budget for the Maine State Retirement System for the Fiscal Year Ending June 30, 2004

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 the Maine State Retirement System will become due and payable before the 90-day period may terminate; 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 of funds. Administrative operating expenses of the Maine State Retirement System for the fiscal year ending June 30, 2004 must be paid from the retirement system's Expense Fund in accordance with the following schedule.

2003-04

MAINE STATE RETIREMENT SYSTEM

Personal Services	\$7,098,675
All Other	2,860,570

MAINE STATE RETIREMENT SYSTEM

TOTAL ALLOCATIONS	\$9,959,245
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Sec. 2. Attribution of costs. The expenses identified in section 1 are attributed as follows.

2003-04

MAINE STATE RETIREMENT SYSTEM

General Fund	\$6,697,592
Non-General Fund	1,508,826
Participating Local District and Other	1,752,827

MAINE STATE RETIREMENT SYSTEM

TOTAL ATTRIBUTIONS	\$9,959,245
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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. 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, \$100,000 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, 2003.

Effective July 1, 2003.

CHAPTER 7

H.P. 451 - L.D. 621

An Act To Increase the Debt Limit of the Rockland Port District

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