

# 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**

**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**

agree, for performing these management services on behalf of the sewer department of the town.

**Sec. 2. P&SL 1975, c. 79, §8** is amended to read:

**Sec. 8. District and town authorized to make contracts.** ~~Said~~ The district, through its trustees, is authorized to contract with persons and corporations, including said the Town of Baileyville, and said the Town of Baileyville is authorized to contract with # the district for the supply of water and electricity for municipal purposes. Said The Town of Baileyville by vote of its town council is authorized to loan said the district an amount not exceeding \$40,000 to be used for engineering, accounting and legal expenses in connection with the organization of the district, acquiring of the assets of Woodland Water and Electric Company and studies and reports in connection therewith with the acquisition. Said The loan or loans shall must be repaid by the district from its initial long-term financing. The district and the town are authorized to make contracts that are necessary to accomplish the purposes set forth in section 2.

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

Effective June 3, 2003.

---



---

**CHAPTER 26**

**S.P. 547 - L.D. 1594**

**An Act Repealing the Charter of the Brewer Water District**

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

**Sec. 1. P&SL 1909, c. 265** is repealed.

**Sec. 2. P&SL 1945, c. 146,** as amended, is repealed.

**Sec. 3. P&SL 2001, c. 66, §8-A** is enacted to read:

**8-A. Water quality.** A person may not bathe or wash articles of personal apparel in or upon the waters of Hatcase Pond. A person may not engage in or attempt to engage in boating or fishing in or upon the waters of Hatcase Pond within 2,000 feet of the intake of the City of Brewer. A person may not engage in or attempt to engage in swimming in or upon the waters of Hatcase Pond within 3,000 feet of the intake of the City of Brewer. A person who violates this subsection commits a civil violation for

which a fine or not more than \$500 must be adjudged for each offense. The Department of Inland Fisheries and Wildlife shall enforce this subsection.

See title page for effective date.

---



---

**CHAPTER 27**

**S.P. 460 - L.D. 1390**

**An Act To Suspend Rules of the Board of Dental Examiners Regarding Permission for Public Health Supervision Status**

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

**Sec. 1. Suspension of rules.** Notwithstanding the Maine Revised Statutes, Title 32, chapter 16, until May 1, 2004, the rules of the Board of Dental Examiners regarding public health supervision status are suspended to the extent that they require a dental hygienist to seek permission from the board to perform work under public health supervision status. Prior to performing work under public health supervision status, a dental hygienist shall give notice to the board that the dental hygienist will be performing such work. The notice must include identification of the site where the work will be performed, the nature of the work and the name of the supervising dentist with whom the dental hygienist has entered into the required public health supervision agreement. The board's public health supervision status rules regarding roles and responsibilities, reporting requirements and reimbursement are not suspended by this section.

See title page for effective date.

---



---

**CHAPTER 28**

**H.P. 1199 - L.D. 1620**

**An Act to Amend the Charter of the New Portland Water District**

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

**Whereas,** the water supply of the New Portland Water District does not meet the United States Environmental Protection Agency's drinking water standards; and

**Whereas,** the New Portland Water District has just received emergency funding through a United States Department of Agriculture rural development

block grant and a community development block grant; and

**Whereas**, the New Portland Water District must drill new wells to meet the Environmental Protection Agency's drinking water standards; 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 1975, c. 18, §1** is amended to read:

**Sec. 1. Territorial limits; corporate name and purpose.** The inhabitants of ~~and~~ the territory within that part of the Town of New Portland in the County of Somerset, more commonly known as North New Portland village, ~~as is hereafter described: Beginning at the New Portland-Embden town line on the Hancock Pond Road, so called, and extending westerly along the road to the center of North New Portland village at the post office a distance of approximately 1.4 miles including 4 rights of way southerly from said road; first to a spring 500 feet more or less from the highway at the Jackson Farm; and second a right of way to the reservoir 1,000 feet southwesterly from the highway on the west side of Fletcher Hill, plus a right of way to a spring above the reservoir approximately 1,000 feet southeasterly of said reservoir, plus a 4th right of way northwesterly approximately 1,000 feet from the reservoir to the highway. Also, including a right of way northeasterly from said highway approximately 500 feet to the pumping station and lower springs, all such rights of way being occupied by pipe lines and other property of North Village Water Company. Also beginning at the post office at the center of said North New Portland village along the following roads and streets:~~

- ~~1. Southerly on the North Anson Road approximately 4,000 feet to a point opposite home of Charles Collins, Jr.~~
- ~~2. Northerly approximately 4,000 feet to the top of Fred Berry Hill, so called, for the location of a future stand pipe or reservoir.~~
- ~~3. Westerly approximately 1,500 feet to a junction at Hall Corner, so called, crossing Gilman Stream by an underwater pipe westerly of the highway bridge.~~
- ~~4. Thence westerly 500 feet, more or less, to a point opposite Hilda Trudel's residence.~~

~~5. Thence southerly from Hall Corner a distance of 2,000 feet, more or less, to a point opposite the residence of Roland Pease.~~

~~6. Also including all land 500 feet on either side of the above described roads and all streets in North New Portland village;~~

~~shall be and hereby are constituted and surrounding areas described as follows: Beginning at a point where the New Portland-Embden town line intersects with the Lexington town line; thence south along the New Portland-Embden town line to the intersection of 44° 54' 30" north latitude; thence west along 44° 54' 30" north latitude to the intersection of 70° 04' 37" west longitude; thence north along 70° 04' 37" west longitude to the Lexington town line; thence east along the Lexington town line to the point of beginning constitute~~ a body politic and corporate under the name of "New Portland Water District" for the purpose of supplying the ~~said~~ district and the inhabitants of ~~said~~ the district with pure water for domestic, commercial, sanitary, industrial, agricultural and municipal purposes.

The authority granted under this chapter ~~shall supersede~~ ~~supersedes~~ the authority granted the North Village Water Company to serve said area.

**Sec. 2. Emergency clause; referendum; effective date.** In view of the emergency cited in the preamble, this Act takes effect when approved only for the purpose of permitting its submission to the legal voters within the territory of the New Portland Water District as proposed in this Act at a special or regular town meeting or election held prior to January 1, 2005. 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 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 expanding the territory of the New Portland Water District to allow the district to access a new source of water supply?"

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 New Portland 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

