

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 1, 2004 to March 30, 2005**

**FIRST SPECIAL SESSION**  
**April 4, 2005 to June 18, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 29, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 17, 2005**

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

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2005**

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

Effective May 12, 2005.

## CHAPTER 7

H.P. 268 - L.D. 355

### An Act To Amend the Mexico Water District Charter

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

**Sec. 1. P&SL 1929, c. 102, §8, 2nd sentence from the end,** as amended by P&SL 1993, c. 30, §1, is further amended to read:

Each member receives in full compensation for the member's services an allowance of \$300 per year, plus \$15 for each meeting attended up to a total of 20 meetings per year as established in accordance with the Maine Revised Statutes, Title 35-A, section 6410, subsection 7.

See title page for effective date.

## CHAPTER 8

H.P. 337 - L.D. 459

### An Act To Amend the Mexico Sewer District Charter

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

**Sec. 1. P&SL 1957, c. 156, §17, last ¶, 7th sentence,** as amended by P&SL 1965, c. 15, is further amended to read:

The trustees shall meet monthly, and specially as may be necessary, and each shall receive compensation of \$10 for each regular or special meeting attended; provided, however, that the total annual compensation of each shall not exceed \$200 as established in accordance with the Maine Revised Statutes, Title 38, section 1252.

See title page for effective date.

## CHAPTER 9

H.P. 947 - L.D. 1364

### An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2005-06

**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 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. Municipal cost components for services rendered.** In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 2005-06 is as follows:

Audit - Fiscal Administration	\$118,207
Education	11,916,245
Forest Fire Protection	160,000
Human Services - General Assistance	72,250
Property Tax Assessment - Operations	672,688
Maine Land Use Regulation Commission - Operations	350,332
<b>TOTAL STATE AGENCIES</b>	<b>\$13,289,722</b>

County Reimbursements for Services:

Aroostook	\$676,752
Franklin	600,716
Hancock	130,808
Kennebec	5,977
Oxford	408,363
Penobscot	722,554
Piscataquis	724,671
Somerset	840,286

Washington	499,615
<b>TOTAL COUNTY SERVICES</b>	<b>\$4,609,742</b>
<b>TOTAL REQUIREMENTS</b>	<b>\$17,899,461</b>
<b>COMPUTATION OF ASSESSMENT</b>	
Requirements	\$17,899,461
Less Deductions:	
General -	
State Revenue Sharing	\$290,000
Homestead Reimbursement	100,000
Miscellaneous Revenues	50,000
Transfer from Undesignated Fund Balance	2,300,000
<b>TOTAL</b>	<b>\$2,740,000</b>
Educational -	
Lands Reserve Trust	\$100,000
Tuition - Travel	250,000
Miscellaneous	5,000
Special - Teacher Retirement	200,000
<b>TOTAL</b>	<b>\$555,000</b>
<b>TOTAL DEDUCTIONS</b>	<b>(\$3,295,000)</b>
<b>TAX ASSESSMENT</b>	<b>\$14,604,461</b>

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

Effective May 12, 2005.

## CHAPTER 10

H.P. 1177 - L.D. 1668

### An Act To Establish a Cost-sharing Formula for the Five Town Community School District

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

**Whereas,** this legislation needs to take effect before the expiration of the 90-day period to enable the voters of the Five Town Community School District to vote on a budget that is based on the cost-sharing formula established in this legislation; 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 1993, c. 64, §10, sub-§1,** as amended by P&SL 1993, c. 87, §1, is repealed.

**Sec. 2. P&SL 1993, c. 64, §10, sub-§§1-A and 1-B,** as enacted by P&SL 1993, c. 87, §2, are repealed.

**Sec. 3. P&SL 1993, c. 64, §10, sub-§1-C** is enacted to read:

**1-C. Cost-sharing formula.** Beginning July 1, 2005, the community school district shall share its costs, including additional local funds, among the member municipalities in proportion to each municipality's required contribution to the total cost of funding education as described in the Essential Programs and Services Funding Act in the Maine Revised Statutes, Title 20-A, chapter 606-B.

**Sec. 4. P&SL 1993, c. 64, §10, sub-§2,** as amended by P&SL 1993, c. 87, §3, is repealed.

**Sec. 5. P&SL 1993, c. 64, §10, sub-§3** is amended to read:

**3. Amendment of formula.** The cost-sharing formula applicable to the community school district's additional local funds may be amended pursuant to the Maine Revised Statutes, Title 20-A, section 1704.

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

Effective May 12, 2005.

## CHAPTER 11

H.P. 291 - L.D. 389

### An Act To Amend the Waldoboro Utility District

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

**Whereas,** it is necessary that this legislation be enacted as an emergency so that the trustees of the Waldoboro Utility District may establish reserve accounts as soon as possible; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of