

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE**

**SECOND SPECIAL SESSION**  
**July 29, 2005**

**SECOND REGULAR SESSION**  
**January 4, 2006 to May 24, 2006**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**OCTOBER 28, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**AUGUST 23, 2006**

**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**  
**2006**

**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 1961, c. 161, §1**, as amended by P&SL 1993, c. 59, §1 and affected by §2, is further amended to read:

**Sec. 1. Territorial limits; incorporation.** The territory; and the inhabitants ~~therein~~, of the Town of Boothbay Harbor in the County of Lincoln and the territory; and the inhabitants ~~therein~~, of that part of the Town of Boothbay; in the County of Lincoln, ~~which is bounded and described as follows: Beginning at a point in the middle of the intersection of Dover Road and State Route 27; thence easterly a distance of 2,000 feet, more or less, to a point; thence southwesterly a distance of 10,000 feet, more or less, to the Boothbay Harbor town line; thence westerly along the town line a distance of 6,000 feet, more or less, to a point; thence northerly a distance of 9,000 feet, more or less, to a point; thence easterly a distance of 5,200 feet, more or less, to the point of beginning;~~ constitute a public sewerage district and a body politic and incorporate under the name of "Boothbay Harbor Sewer District." The purpose of this district, subject to the provisions of section 10, is to take over, control, operate and manage the sewers now owned by the Town of Boothbay Harbor with all appurtenances thereto; to extend, increase, enlarge and improve these sewers; to extend the present system or systems so as to furnish sewerage facilities to parts of the district not now served with those facilities; to provide for removal and treatment of sewage when, as and if that treatment becomes necessary; and generally to construct, maintain, operate and provide a system of sewerage, sewage disposal and sewage treatment for public purposes and for the health, welfare, comfort and convenience of the inhabitants of the district.

**Sec. 2. P&SL 1961, c. 161, §17, 2nd sentence**, as amended by P&SL 1991, c. 81, §1 and affected by §3, is further amended to read:

The total indebtedness of the district at any one time outstanding may not exceed the sum of ~~\$5,500,000~~ \$8,500,000.

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

Effective March 2, 2006.

**CHAPTER 35**

**S.P. 741 - L.D. 1942**

**An Act To Change the Name of Little Island to Chickering Island**

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

**Sec. 1. Chickering Island.** Wherever the designation Little Island appears or reference is made to that island in Damariscotta Lake, that designation or reference means Chickering Island.

See title page for effective date.

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**CHAPTER 36**

**H.P. 1226 - L.D. 1719**

**An Act To Establish the Administrative Operating Budget for the Maine State Retirement System for the Fiscal Year Ending June 30, 2007**

**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, 2007 must be paid from the system's Expense Fund in accordance with the following schedule.

**2006-07**

**MAINE STATE RETIREMENT SYSTEM**

Personal Services	\$7,560,252
All Other	3,398,057

<b>MAINE STATE RETIREMENT SYSTEM TOTAL ALLOCATIONS</b>	\$10,958,309
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**Sec. 2. Attribution of costs.** The expenses identified in section 1 are attributed as follows.

**2006-07**

<b>MAINE STATE RETIREMENT SYSTEM</b>	
General Fund	\$7,421,590
Non-General Fund	1,624,625
Participating Local District and Other	1,912,094

<b>MAINE STATE RETIREMENT SYSTEM TOTAL ATTRIBUTIONS</b>	\$10,958,309
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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. Collective bargaining agreements approval.** The allocations made in section 1 of this Act and the attributions made in section 2 of this Act include the amounts required to fund the collective bargaining agreements approved in Private and Special Law 2003, chapter 34, which are effective until October 31, 2006.

**Sec. 5. Technology replacement approval.** Of the amount authorized to be expended in section 1 of this Act, \$200,000 is a new expenditure request towards the cost of a complete line-of-business automated system that includes within it replacing the current benefits payroll technology, which will become unsupported and obsolete on December 31, 2006.

**Sec. 6. Authorization to expend retirement system reserve administrative operating funds.** Of the amount authorized to be expended in section 1 of this Act for the administrative and operating costs of the retirement system, \$400,000 of this amount must be provided from the system's Administrative Expense Fund established in the Maine Revised Statutes, Title 5, section 17301.

**Emergency clause.** In view of the emergency cited in the preamble, this Act takes effect July 1, 2006.

Effective July 1, 2006.

**CHAPTER 37**

**S.P. 756 - L.D. 1966**

**An Act To Make Allocations from  
the Maine Turnpike Authority Funds  
for the Maine Turnpike Authority  
for the Calendar Year Ending  
December 31, 2007**

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

**Sec. 1. Allocation.** Gross revenues of the Maine Turnpike Authority for the calendar year ending December 31, 2007 must be segregated, apportioned and disbursed as designated in the following schedule.

<b>MAINE TURNPIKE AUTHORITY</b>	<b>2007</b>
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<b>Administration</b>	
Personal Services	\$1,027,250
All Other	1,486,495
Total	\$2,513,745

<b>Accounts and Controls</b>	
Personal Services	\$2,540,855
All Other	1,253,227
Total	\$3,794,082

<b>Highway Maintenance</b>	
Personal Services	\$3,570,641
All Other	2,870,072
Total	\$6,440,713

<b>Equipment Maintenance</b>	
Personal Services	\$920,165
All Other	1,398,104
Total	\$2,318,269

<b>Fare Collection</b>	
Personal Services	\$11,054,384
All Other	4,777,425
Total	\$15,831,809

<b>Public Safety and Special Services</b>	
Personal Services	\$445,289